



Anno secūdo et Tertio Philippi
& Mariæ.

Actes

made at a Parliament begon
and holden at Westminster the .xxi.
Day of October, in the second and
thrid year of the reigne of our soue
raigne Lorde and Lady, Philippe
and Marye by the grace of God,
kinge and Quene of England, Fraunce
Papies Ierusalem and Irelande, de
fendours of the faith, princes of Spayne
& Sicile, Archdukes of Austria, Dukes of
Millaine, Burgondie and Bra
bant, counttes of Hapsurge
Flaunders, and Tyrol,
and there continued
and kepte vntill
the dissolution
of the same, beinge the .ii. daye
of December then next ensu
ing, were enacted as
foloweth.

Cum privilegio Regiæ
Maiestatis.

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An acte for the reediffynge of Castelles and fortes, and for
the enclosing of groundes, vpon the borders
towards Scotlande.

The fyrste Chapter.



FOR the better habytatyon,
restoyng, and reediffynge of the
Castelles, fortes, and fortelettes,
villages, and houses that be decayed
within the Counties of Northumber
land, Cumberlande, Westmerlande,
and the Bishoprike of Durham. And
for the better manuring, and imploy
inge the groundes within the same,
and for the more encrease of cyllage.

Be it enacted by the Kyng and
Quenes maiesties the Lordes spiri-

tual and tempozall, and the commons of this present parliament as-
sembled, and by aucthoritie of the same, that from and after the fyfthe
daye of December next ensuing, commission vnder the great Seale
of England, shalbe directed from tyme to tyme, as nede shall requyre
to suche persones as shalbe there vnto named and appoynted by the
Kyng and Quenes Maiesties, and theyres and Successours of the
quene, by theyr bill or bulles signed with theyr signe manuel to be di-
rected to the Chauncellour of Englande for the tyme beinge, whiche
commissions shalbe accordynge to the maner, forme, tenoure and el-
set hereafter ensuing. Philipp and Mary. It knowe ye that we haue
assigned you or anye number of you beinge Syre at the leaste of the
which we wyll that A. B. C. shalbe thre to be our Commissioners, to
suruey oure Counties of Northumberland Cumberland Westmer
land and the Bishoprike of Durham, or as much therof as to you or
syre of you, wherof. A. B. & C. shalbe thre, shalbe thought conuenient
and by such waies and meanes as you best can to enqueyre what and
how many castels, fortes, and fortelettes, villages, howses, and
habitations haue ben decayed within the same, and by whom and by
what occasions and how many of them are mete to be reedified, and
also how many castelles, fortes, and fortelettes, villages, howses
and habitations were mete to be made of new within the said coun-
ties and Bishoprike, and in what places the same were most mete to
be situate, and what partes of the sayde countyes and Bishopryke
be most apte for to be enclosed and conuerted to Tillage or other ne-

cellarpe manerages, mete and convenient for those countreyes and the people of the same, and also to enquire what persones be oboners of lordes, Bishops, parishes, fermours, and possessours of the same, or claime any interest in the same, and what estate or estates, termes or interestes, they, or any of them haue of and in the same. And therby on to take such order for the reedifying of such the Castles, Fortresses and Fortelletes, Villages, houses, and habitacions hertofore decayed, and for the newe erectyng and makynge of others, and the scituations of the same, and for the enclosing and conuertynge to tillage or other necessarie manerance, suche partes and portions of the sayde countreyes and Bishoprike as to you, or fyve of you wherof. A. B. & C. shalbe thre, shalbe thought most mete and convenient.

Wherby we desire that by colour or vertue of this commissyon you do not reedifye, newe make, or enclose, or cause to bee reedified newe made and enclosed, as abovesayd in any place or places, in any of the sayde countreyes or Bishoprykes beyng in distaunce and lpyng abowt twenty myles from the knowne partes of the borders of Scotland. And we do geue vnto you, or vnto any number of you beynge fyve at the least wherof. A. B. and C. shalbe thre, full power and authoritie, to require by the othes of the honest and lawfull men of the countreyes of Northumberlande, Cumberlande, and Westmerlande, and the countie palentine of Durham aforesayd, as wel within the libertie as without, by whom the truthe may be best knowne, who hath or holdeth anye Landes or tenementes, or vbleth or perceyvethe any common of pasture, or other profit appender in the sayde counties or Bishopryke throughout the hole partes of the same, & all those persones and euery of them, or such of them, to take, assesse, charge, distress, and payte after the quantitie of their landes, tenementes and rentes, by the noumber of acres and perches after the rate of euery personnes profite, rente or tenure or after the quantitie of their common of pasture or profite, appender or other comodities ther, by suche wayes and meanes, and in such maner and forme, as to you, or fyve of you, wherof. A. B. & C. to be thre, shall seme mooste conueniente to be ordeined and dole for the reedifyinge, makynge newe, and enclosing as is aforesayd. And also to depute and assigne diligent saythful and true keepers, Bayliffes, Sheriueours, Collectours, Expenditours and other ministers and officers, suche as you our sayde commissioners that shall appointe them, wyll answer for, for the reedifyinge newe makynge and enclosing, as is aforesayd, and fynysyng of the premises and euery of them. And to heare the accountes of the Collectours and other ministers of & for the receipt & laying oute of the monye that shalbe leued and payd in and aboute the sayd reedifyinge, newe makynge, enclosing and fynysyng of the premises

And of enery percel therof, and to distrayne for the arerages of eue-
ry such collection, take or assessement, as often as shalbe expedient, or
otherwise to punishe the Debtors and Deteyners of the same, by fy-
nes, amerciamentes, paynes, and other like meanes after your good
discretions. And also to arrest, and take as manye cartes, oxen, bea-
stes, and other instrumentes necessarye, and as many workemen and
labourers as for the doyng, makynge, and finishynge of the premis-
ses, shal suffice, payng for the same competent wages, salary and stpend:
And also to take such & as manye trees, wooddes, vnderwooddes,
quicke settes, stone and tymbre, and other necessaryes, as for the same
workes, and reparations shalbe sufficient at a reasonable price by you
or syre of you, of the whiche we wyl that J. B. C. shalbe thre, to be as-
sessed or limited aswell within the limittes and boundes aforesayde,
as in anye other place or places, within the sayde countie, counties or
countie palentyne. And to make and ordeyne statutes, ordinaunces,
and prouisions, from tyme to tyme as the case shal requyre for the safe
gard, conseruation, redresse, correccion, and reformation of the premis-
ses, and of euery of them after the lawes, and customes of Rummy-
merthe in the countie of Kent, or other wisse by any wayes or meanes
after your owne wysedomes and discretions, and to heare and deter-
mine al and singuler the premis-
ses, aswel at othe seute as at the seute
of any other whatsoeuer complaining before you, or syre of you, whers
of J. B. C. shall bee thre after the lawes and customes aforesayde, or
otherwise, by any other waies or meanes, after your discretions. And
also to make and directe writtes, preceptes, warrauntes, and other
comaundementes, by vertue of these presentes to al Sheriffes, Bay-
liffes and all other ministers, officers and other persons, aswel with-
in the liberties as without before you or syre of you whereof the sayde
J. B. C. to be thre at certain dayes, termes and places, to be prefixed
to be returned and receyued and further to continue the proces of the
same. And finally we doe giue vnto you or to anye numb-
re of you be-
yng syre at the least, wherof J. B. C. shalbe thre, full power and au-
thoritie to do all and euery thyng and thynges whiche shalbe requy-
re for the due execution of the premis-
ses, by all wayes and meanes af-
ter your discretions. And therfore we comaunde you that at certayne
dayes and places, when and wher you, or syre of you wherof the sayd
J. B. C. to bee thre shall thinke expedient, ye shal meete together and
suruey the sayde counties and Bpshoppes, as is aforesayde, and ac-
compyshe, fulfyll, here, and determine, all and singuler the premis-
ses in due fourme, and to the effect aforesayd after your good discretions.
And all such, as ye shall fynde neglygente, gaynsaynge, or respyng
your doynges and procedynges, in & for the due execution of this our
Commission, that ye do compell thein by distress, fynes, or amercia-
mentes

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ments, or by other reasonable punishmentes, wayes, or meanes, whiche to you, or five of you, wherof A, B, C. shalbe thye, shal seme most expedient for the speedie remedie and redresse thereof.

And all suche thynges as by you shal bee made and ordeyned in thys behalfe, aswell within the liberties as wythoute, that ye doe cause the same hymely to be obserued, doyng therein as to our Justyces apperteyneth after the forme and effecte of thys present commysyon, & the act of parliament concernyng the premysse made and prouyded and accordyng to your wyldomes, and discretions. Sauyng alwayes to vs such fines & amerciauntes as to vs there of shal belonge. And we also commaund aswell our sheryfe or shyryfes of our sayde countyes of Northumberland, Cumberland, Westmerland, and the byshoppe of Durham and euery of them, as al and euery other Baylyfes Mynysters and officers within the said countyes and county palentine, that they and euery of them shal cause to come before you and syre of you, of the whiche A, B, C. shal be thye, at suche dayes and places, as ye shal appoynt vnto theym, suche and as many honest menne of hys or theym baylywyke or townes, aswell within the liberties, as wythout by whome the trywth may be best knowen, to enquier of the premysse or anye parte therof, commaundyng also all the sayde shyryfes, mynysters and officers aswell within the liberties as wythoute, that they and euery of them shal be attendaunt to you in and aboute the due execution of thys our commission. In wytnes wherof we haue caused these our letters to be made patent. Witnes our selfe at the ~~10th~~ daye of ~~may~~ in the ~~10th~~ yeares of our raignes.

And it is also enacted, that euery such person, as shalbe named commissioner in the sayd commission, after that he shal haue knowledge thereof, shal effectuallye put hys diligence, and attendaunce in and aboute the execution of the sayde commission. And he shal take a coppyall othe before the Lord Chauncelour or before suche to whom the sayde Lord Chauncelour, shal direct the Kynges wyttes of *Edimus potestatem*, to take the same, or before the Justices of the peace, in the quarter Sessions holden in the shyre where such Commission shalbe dyrected. The tenoure of whiche othe hereafter ensueth. We shal sweare that you to youre conninge, witte, and power, shal truelye and indifferentlye execute the authoritie to you gyuen by thys commission, without any fauour, affection, corruption, dread, or malice, to be bozne to any maner person or persons, and as the case shal requyre you shal consent and endeuour your self for your parte, to the beste of your knowledge, and power to the makynge of such wholsome, Juste, equall and indifferent lawes and ordinaunces, as shal be made and diuisid by the mooste discrete and indifferent number of your felowes,

be.

being in Commission with you, for the makynge, erection, and p[er]fection, of al and euery suche thynges, as are contayned and specified in the sayde Commission: And the same Lawes, and Ordynaunces, to pour comynge, wyth, and power, cause to be put in dewe execution, withoute fauour, meede, dreade, malice, or affection, as God you helpe, and all Sainctes.

And ouer that be it enacted, that the Commissioners, hereafter to be named in any of the sayd commissions, accordyng to the purpoise and effecte of the same Commissiouns, shall haue full power and auctoritee to make constitute and ordeyne Lawes Ordynaunces, and decrees, concernyng the premysse, and further to doo all and euery thyng, intioned in the sayd Commission, accordyng to the purpoise effect, wordes, and trewe meanyng of the same, and the same Lawes decrees, and ordynaunces, so made to reforme, repell and amende and make newe from time to time, as the cases necessary shall requyre.

Provyded alwaye and bee it enacted that yf any personne or persones being assessed, or taxed, to any Lotte, or rate, or charge, for any Landes, Tenementes, or hereditamentes, within the Lymittes of any Commission hereafter to be directed by vertue of this acte, doo not paye the sayd lotte, rate, and charge accordyng to the ordinaunce and assignement of the Commissioners, haupyng power, of the execution of the sayde Commission by reason whereof it shall happen, the sayde Commissioners haupyng power of the execution of suche commissioun for lacke of payment of suche lotte, rate, and charge, to decree and ordeyne the same Landes, Tenementes, & hereditamentes from the owner or owners therof, & their heires, and theyres, executours, and assignes, of euery of them, to any person or persons, for terme of yeres term of lyfe, in fee symple, or fee tayle, for paymentes of the same lotte rate, and charge. That then euerye suche Decree, and ordinaunce, so by theym made, ingrossed in parchment, and certified vnder theyr Seales into the Courte of Chauncerye, with the kinges or the queenes, her heires or Successours, royall assent, hadde to the same, shall hyde al and euerye person and persones, that at the makynge of the same Decree had any ryght and interest in the same, theyr heires, and Successours for euer.

Provyded alwayes and be it enacted, that no order, or Decree to be made by the sayde Commissioners or anye of them, shall bynde, or conclude, any ryghte or Interest of anye person or personnes, nor the breach of any Decree or order, shalbe cause of forseynture, of the ryghte or interest, of any person or personnes, excepte the same Decree, and ordynaunce, so made by the sayde Commissioners, and lyce of theym, wherof A. B. C. shalbe thre, be ingrossed in parchment, and certified vnder theyr seales into the Courte of Chauncerye, and that the roy-

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all assent of the kyng and Quene her heires and successours, by lette had to the same.

It is also provided and be it enacted that every decre and ordinaunce so hadde, made certified and assented vnto shall bynde all and everye person & persons; that at the making of the same decre had any interest, in the landes, tenementes, or hereditamentes so decreed in the possession, reversion, or remainder their heires and loffes, and every of them, And not to be in any wise resourmed onles it bee by auctoritie of parliament hereafter to be summoned and holde with in this Realme. Saung to all and everye person and personnes bodies polittike and coporate thei heires and successours; other then suche as shall forseye by this Estatute thei Interesse in the same Landes tenementes or hereditamentes, in possession reversion or remainder all such interest and tyle, as they or anye of them shall haue at the time of the same forseyures.

It is also it is provided by auctoritie aforesayde that the same Lawes, ordinaunces, and decrees, to be made & ordeyned by the sayd Commissioners or sixe of them by auctoritie of the sayde Commission, shall bynde aswell the Landes, tenementes, and hereditamentes of the Quene our Soueraigne Ladye her heires, and Successours as all and every other person and persones, and thei heires for suche their interest as they shall fortune to haue or maye haue in any landes tenementes, or hereditamentes, or other casuall profite, aduantage or commoditie whatsoeuer they be wherewith to the sayde lawes ordinaunces, and decrees shal in any wise extende accordyng to the true purpote, meaning and intent of the same lawes.

And it is further moze by thauctoritie aforesayde established and enacted, that yf anye manner person or persons of what estate or degre soeuer he or they be that from henceforth doth take vpon him or them to svt by vertue of any of the sayde Commissions, not beyng before sworne, in forme as is aforesayd and accordyng to the tenor of the oth afoze specified. Or yf any person so named and sworne, doe svtte as is aforesayd, dwelling within the sayde twentye myles, or not hauing Landes and Tenementes, or other hereditamentes, in fee simple, fee taylor, or for terme of lyfe to the cleare yerely valew of fourty poundes aboue all charges, to his owne vse excepte he be learned in the lawes of this realme, that is to saye admitted in one of the four pynce pall Innes of Court, for an vtter barrestier and not dwellinge within the sayd. xx. myles, shal forseye fourty poundes for everye tyme that he shall attempt so to do, the one halfe thereof to be to our soneraygne Lord and Lady, the kyng and the quene her heires and successours the other halfe thereof to thuse of him or them that wyl sue therfore by action of Debt, by l, plaint, or information, in anye of the Quenes court.

tres, in whiche action o; suite no wager of lawe shalbe admitted, nor any esoyne o; protectiō shalbe allowed. And if any action of trespass o; other luyt shall happen to be attempted against any person o; persones, for taking of any distresse, o; any other acte doing by auctoritie of the sayd Commission, o; by auctoritie of any lawes o; ordinaunces made by vertue of the sayde commission, the defendaunt o; defendantes in any such action shal and may make auoury, consaunce, o; iustification for the taking of the same distresse, o; other acte doing touching the premises o; any of them alleging in such auoury, consaunce o; iustification, that the sayde distresse, trespass, o; other acte, wherof the playntye complayneth was done by auctoritie of the commission, for the surueyinge of the countie of Northumberland, Cumberland, Westmerland, and the Byshoppyke of Durham, made and provided, o; for suche acte o; cause as the sayd Defendaunt dyd by auctoritie of the sayd Commission, and accordinge to the tenor, purport, and effect of this present acte, made the second and thyrde yeares of the reygne of our soueraygne lord and Lady king Philyppe and Quene Mary, without any expyelling, o; rehearsal of any other matter o; circumstance contained in this present act, o; any commission lawes estatutes o; ordinaunces therupon to be made, wherupon the playntye shalbe admitted to replye that the defendaunt dyd take the sayde distresse o; do anye other acte o; trespass suppoled in his declaration of his owne wronge without anye suche cause alleged by the sayde Defendaunt wherupon the issue in every such action shalbe issued to be tryed by verdyte of. xij. men, and none other wyse, as is accustomed in other personall actions and upon the trial of that issue the hole matter to be gyven on both parties in evidence accordyng to the very truth of the same. And after suche yssue tryed for the defendaunt o; nonsuit of the playntife after apperaunce, the same defendaunt to recover treble damages by reason of his wrongfull vespation in that behalfe with his costes also in that part susteyned, and that to be assessed by the same Iurys o; wyrtre to enquire of damages, as the cause shall requyre.

And it is also enacted that every of the sayde Commissioners shal have and perceyue foure shyllinges, for every day that they shal take payne in the execution of this Commission, and one Clarke, by them to be assigned two shyllinges for everye daye of the rates, taxes, lottages and summes of money that shalbe assessed, o; losse by auctoritie of the sayde Commission, and to be leuied, and payde by the discretions. And that the sayd commissioners, o; syxe of them shal have power and auctorite to lymit, and assigne such reasonable summes of money to the sayde Clarke, for wyrtynge of bookes, and processe concerning the premises, and to the Collectours, expeditors, and suche other

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other as shall take payne in the due execution of the sayd commissi-
on, the same to be leuyed by distresse or otherwyse oute of the landes,
so surueyed as by the dyscretions of the sayd commissioners, or Sixe
of them, whereof A. B. C. to be thre, shall be thought reasonable.

Þrouyded alwaye that whensoever and as often as such com-
missyon, as is afoze lymited, shall be made and dyrected, to anye per-
son or persones for the informatyon and amendement of or in anye of
the premysse, specified in the sayd commissyon, within the fees liber-
ties or possession of the Duchy of Lancaster, that the such Commissi-
oners, as shal execute anye suche commissyon, shalbe alwayes named
and appointed as is abovesaid. And that in euery suche case, two co-
missions shalbe awarDED and made accordinge to the tenoure of the
Commission aboue expessed, one thereof vnder the great Seale of
England and the other vnder the Seale of the same Duchie as be-
fore tyme hath bene accustomed. Anye thing afoze rehearsed in thys
present acte, to the contrary therof not withstanding.

And it is further enacted, that the said commissyon from tyme to
tyme, as the case shall requyre shalbe had and obteyned without any
monye, or other charge, to be payde for the Seales or wrytyng of the
same.

And it is further enacted, that euerie Commission to be made by
aucthoritie of this acte shall endure and continue for the terme of se-
uen yeares next after the test of the commissyon. Neuerthelesse after
any Commission made and deliuered out of the courte of Chauncery,
the kyng and Quenes byghnesses and theyres and successours
of the Quene, shal alwayes at thyr pleasures by wryt of supersedeas
out of the sayde Courte of Chauncery, at anye tyme dyscharge as-
well euery such commissyon as euerie commissyoner that shalbe made
or named, by aucthoritie of thys acte, after which discharge the sayd
Commissioners, so discharged, shall haue no power nor aucthoritie,
to procede in the execution of their commissyon, nor in any thing by au-
thoritie of this acte.

Þrouyded alwayes that whensoever and as often as suche
commissyon as is afoze limited, shalbe made and directed to any per-
son or persons, for the reformation & amendement, of or in any of the
premisses, specified in the sayd Commission, within the fees, liberties
and possessions of the Bysshopryke of Durham, or within the fees, li-
berties and possessions of any other place, where ther is liberty, and
iurisdiction of Countye Palentine that in euery suche case two com-
mission shalbe awarDED and made accordinge to the tenor of the com-
missyon aboue expessed, one thereof vnder the great Seale of Eng-
lande, and the other vnder the Seale of the countye Palentyne in
manner and fourme as is aboue prouyded, for the Duchye of Lan-
caster,

rafter, any thing afoze rehearsed in this present acte to the contrarie notwithstanding. And neuertheles be it enacted, that yf the officers of the sayd Duchye, or of the sayde Bishopricke, or county palentine, do not deliuer the commission by them or one of them to be made within fyre dayes after the requeste shall be made for the same, that then the commission vnder the greate seale onely, shall procede in the sayd county palentyne, without any other commission.

And it is prouided and also enacted, that the royal assent limited to be had vnto the lawes and ordinaunces to be made by the said commissioners, as is abouesayde, shalbe certified into the sayde courte of Chauncery vnder the priuy seale, and that there shal not any summe of money be payde for the same pryuy seale.

Prouyded alwayes, that the Chauncelloures and suche other as shall haue the custodie of the seales of the sayde Bishopricke of Durham, or within the fees, liberties, and possessions of anye other place, where there is lybertie and iurisdiction, of the county palentyne vpon reasonable request, and vpon the sight of the commission, vnder the great Seale of Englande, shall without delaye, make oute an other commission vnder the seale of the sayd countie palentyne accordyng to the tenor of the commission to them shewyd, vnder the greate seal, and to those Commysioners named in the same Commission and to none other, nor in other maner.

And be it further enacted and establyshed by thauctoptye afoze- sayd, that al charges and summes of mony hereafter to be rated and tayed by vertue of such commission vpon any of the landes tenementes or hereditamentes of our soueraygne Lady the queene, her heyres or successours, for anye maner of thinge or thynges concernyng the articles of this commission, shall be gathered and leupyd by distresse, or otherwyse in lyke maner and fourme, as shall or maye be done in the landes, tenementes, and hereditamentes, of any other person or persons, and that all bylles of acquitaunce, signed with the hande or handes of suche Collectour or receiueur, as shall haue the collection thereof by the appoyntment of the said Commissioners, or sixe of the, shalbe as well a sufficient discharge, to the tenauntes, sermoys, and occupiers of the same groundes so to be charged for the sayd summe wherewith theyr groundes shall be so charged, as also a sufficiente warraunt to all and euerye the receiuers, auditors, and other what soeuer officer or officers, of our sayde soueraygne lord and lady the king and queene, her heires and successours for the allowaunce to such tenant, sermoys, or occupier of the same. Prouyded also and be it enacted, that the said commissioners shal not let nor set any part or percell of the premisses, nor shal not medle with the rating, renting or valuing of any part or percell of the premisses, but the same shal remaine at the dispositiō of the lordes & owners of the same, as they wer be-
foze the

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the making of this act, except it be for the causes of forfeiture above specified, any thing hertofore mentioned to the contrary notwithstanding. **P**rouided alwayes, and be it enacted by thauthoritie aforesaide, that all issues and forfeiture, fines, and amerciamentes, whych shall tyme, happen, and growe, by any occasion whatsoeuer by vertue or colour of this acte or any commission to be made by thauthoritie of the same, aswel within the liberties and countie spale ntyne as without whither they shall seme to be due to the kyng and quenes maiesties, her heires and successors or to any other person or persons, or bodies polytyke or corporate, shalbe leuyed, imployed and conuerted, in and aboute the charges and expences concernynge the execution of this acte, in such sort, maner and forme, as by the said commissioners or sixe of them, wherof thre to be of the Quorum, shalbe ordered, adiudged or decreed. Any thing in this acte, or in any commission aforesaid to the contrary notwithstanding.

Prouided alwayes that this estatute shall onely continue for ten yeaeres nexte after the ende of the session of this parliament. And further to the end of the next parliament then next folowynge.

CAn acte for the reedelyng of decayed houses of husbandrye and for the increase of tyllage.

+ The seconde Chapter.



Where as by an estatute made in the fourth year of the reygne of king Henry the seuenth, it was ordeyned, enacted, and establisshed, that no person of what estate, degree, or condition that he were, that then had any house, or houses, that within anye time within thre yeres then passed, had bene or that then were or after shoulde be letten to ferme with twenty acres of land at least or more lyng in tyllage and husbandry, that the owner or owners of euerye such house or houses and lande shoulde be bounde to kepe, susteyne, and maynteyne houses and buyldynges vpon the sayd ground, and lande, conuenient and necessary for the mainteining and vpholding of the sayde tyllage and husbandrye. And yf anye suche owner or owners of anye suche house or houses, and lande, dyd take, kepe, and occupy anye such house, or houses, and lande, in his or theyr owne handes, that the sayd owner or owners by the same auctorite, shoulde be bound in lyke wyse to kepe and mayntaine houses and buyldings vpon the sayd groundes and land conuenient and necessarye for the mayntayning and vpholding of the sayde tyllage and husbandrye. And yf any man dyd contrarie to the premises or anye of them, that then

then it shoulde be lawefull to the kynge (yf any suche landes oꝝ houses wer holden of hym immediatly) oꝝ to the lordes of the fees, yf any suche landes were holden of them, immediatly to receue yerely halfe the value of thysues and profyttes of anye suche landes, whereof the howse oꝝ howses wer not so mayntayned oꝝ susteyned, and the same halfende of thysues and profyttes to haue holde and kepe to hys oꝝ their owne vse, wythout any thinge therfore to be payde oꝝ geuen to such tyme as the sayde house oꝝ houses shoulde be sufficiently buylde oꝝ repared agayne. And that no maner of fre holde shoulde be in the kyngene in any suche loꝝde oꝝ lordes by the takynge of any suche profyttes of oꝝ in any suche landes in no maner of fourme but onelye the kyng and the sayde loꝝde oꝝ lordes, shoulde haue power to take receyue and haue the sayde issues and profyttes as is abouesayde, and therfore the kyng oꝝ the sayd loꝝde oꝝ lordes to haue power to distrein for the same issues and profyttes to be had and perceyued by them in fourme asofesayde by the aucthoritie of the sayd acte. As by the sayde acte moze at large it doth and may appeare.

Forasmuch as the sayd act is good and profitable to the common wealth, it is therefore ordeined that the sayd act and euerye bzaunche therein shalbe from hencefoꝝth put in due execution, and remaine and continue in foꝝce foꝝ euermoze.

And wherreas the prouision in the sayde acte doth onelye extende to house oꝝ houses, hauyng twentye acres of lande at least, oꝝ moze lyinge in tyllage and husbandye vpon the interpretation of whyche wordes some doubt hath rylen. Be it enacted by thauuthoritie of this present Parlyament, that the sayd estatute and the penaltie and puruepaunce of the same, shall from hencefoꝝth extende to houses to be decayed that haue oꝝ hereafter shall haue twentye acres of grounde oꝝ moze to them lying oꝝ belongyng, whether the same oꝝ any parte thereof be hath bene oꝝ shalbe vsed oꝝ put in tyllage oꝝ not, the sayd twentye acres to be accompted and measured, after the quantitie, rate and measure of the Statute oꝝ ordinaunce, called the Statute treatyce oꝝ ordynaunce, *de terris mesurandis*, and not otherwyle, anye vslage oꝝ custome oꝝ other thyng whatsoeuer to the contraye thereof notwithstandinge.

And foꝝ a further prouision foꝝ reedeyng of houses decayed and restoyng of pasture grounde to tyllage and foꝝ encrease of coꝝne.

Be it ordeyned and enacted by thauuthoritie of this presente Parlyament that the kyng and Quenes hyghnes and theyꝝ and successours of the Quenes Maieste, shall and maye at all tymes hereafter as often as to them shall seme needefull, and conueniente, awarde, theyꝝ

B. i.

highnes

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they: hyghnes Commyssyon or Commissions vnder the great Seale of England to be directed to such persones as to them shal seme mete, hable and conueniente; whereof thre at the leaste shalbe of the *Quorum*, aucthozysynge them theraby, or foure of them at the leaste, whereof two to be of the *Quorum*, to execute and see executed this presente acte accordyng to the true entente, effect, and meanyng of the same, the whych commyssyoners or foure of them at the leaſt, whereof two to be of the *Quorum*, by vertue of the sayde Commyssyon, and of thys presente acte, shal haue ful power and auctoritie to enqyre heare, and determine by the othes of twelue men, or by information or other laweful waies and meanes, vſed in other caſes, in any of the kynge and queenes hyghnes ordynary courtes of record, al and ſynguler defaultes and offences commytted or done, ſynce the feaſt of Saynte George. the martyr, in the .xx. yere of the raygne of the late kynge of famous memoire kynge Henry the eyght, or hereafter to be committed or done, as well contrary to the tenor and effecte of the sayde forme acte, as contrarie to one other acte made in the parlyament holden in the ſeuenty yere of the raygne of the sayde late kynge Henry the eyght, intituled, an act to auoide lettynge downe of towneſ. And alſo to enqyre, here, order, & determine by the ſayd waies and meanes, all groundes whatſoeuer conuerted, from tyllage to paſture, ſynce the ſayde feaſt of S. George the martyr, in the ſayde twenty yere of the ſayd raygne of the ſayde kynge Henry the eyght, or hereafter to be conuerted from tyllage to paſture, and alſo of all grounde in or nere any corne ſyeld newlye vſed or imployed ſithence the ſayd feaſt, or hereafter newlye to be vſed imployed or conuerted to the keepynge of Connyes, not beyng lawefull warren, and whereby any corne of any perſon or perſones, other then the owner of the ſame Connyes, ſythence the ſayde feaſt, hath bene or hereafter ſhalbe decayed, deſtroyed or conſumed, and the ſayde comiſſioners, or foure of them whereof two to be of the *Quorum*. ſhal and may take order and direction, for the reformation of ſuch offences, decayes, and defaultes in maner and forme folowynge, that is to ſaye: they or foure of them at the leaſt whereof two to be of the *Quorum*. ſhal & maye bynde by recognyſaunce, in good ſummes of money, to be knowledged to the vſe and behouſe of oure Soueraygne Lord the kynge and oure Soueraygne Ladye thee Queene, her heyres and Suſceſſours, whych recognyſaunce by thys acte, they ſhal be enabled to take the perſonne or perſonnes, fyrſt offendynge and gyltye, in anye of the ſoſeſayd decayes or defaultes, and then beyng or contynuyng owner in fee Symple, fee Tayle, for terme of lyfe, for terme of yeaſes, or by Coppye of Courte Rolle, in poſſeſſyon or in reuerſyon, or
remaynder

remaynder after anye estate or estates, terme of yeres or for terme of
 lyfe of suche decayed house or houses and grounde thereunto lyinge
 of or ten acres percell therof, or of such, grounde conuerted from tyl-
 lage to pasture, or of such grounde which is or shalbe bled or imploied
 to the keeping of connies as is aforesayd or any of the in such summes
 of money as to such commissioners shal seme reasonable for the reedi-
 fying of such decayed houses, and for the conuerting of such ground so
 conuerted from tylage to pasture into tillage againe, And for the di-
 minishing and Destroying of connies, within suche conuenient tyme
 and in suche maner & fourme, as to the same commissioners or foure
 of them wherof two to be of the Quorum, shal seme mete and conueni-
 ent and by their discretion shalbe set lymytted and appoynted. And
 yf the offender or offenders doe dwel in anye other Shyre, or can not
 be gotten to be bounden by recognisance befoze the sayd commissio-
 ners as is aforesayd. That then the sayde Commissioners or foure of
 the wherof two to be of the Quorum shal take such other order for the
 reedifying of the houses and conuertinge the groundes to tillage and
 Destroying of connies, accordinge to thys estatute as shalbe thoughte
 mete by their discretions, and shal cause the same their order to be en-
 tred of recozde within one moneth after their sayd order made, & shall
 within the same moneth deliuer or cause to be deliuered, the cōpy of
 their sayd order sygned and sealed by them or foure of theym to the te-
 nant fermor or seruaunt, keepyng, reliding or inhabitynge the ground
 or place for the whiche the order shalbe made, to the intente the same
 maye bee deliuered ouer or declared to the sayde owner or owners,
 that shal or oughte to bee charged by or wyth the same. And yf the
 place, in whiche anye suche decayed house or houses, hathe been or
 shalbe scituate, shalbe founde in the handes of anye person or persons
 other then such person or persons as fyrst did suffer or make the sayde
 decaye, then the sayd commissioners or foure of them wherof twoo to
 be the Quorum, shal and may order and enioyne all and euery person
 and persons hauinge the immediate and presente enheritaunce in the
 sayd groundes & places whererein any of the foresayde decayes shalbe
 found as is aforesaid, to reedifie and buylde againe the same decayed
 house eyther in the sayde place where it was decayed or nere vnto the
 same, within the same towne, paryshe, or hamlet, within suche time &
 in suche sort as to the sayd Commissioners or foure of theym wherof
 two to be of the quorum, shal seme reasonable & conuenient. And shal
 further asseste and take al and euerye person and personnes haundyng
 any perticuler estate in the sayd groundes, belongynge to anye suche
 house decayed, for terme of lyfe, yeres, or by cōpye of Courte Rolle,
 to bee Contributorye towardes the sayde Reedification, and buyl-

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buyldyng in such Summe oꝛ Summes of money to be payde to the
foresayde person haupnge the immediate and present inherytaunce, &
being ordred and enioyned to reedifye the same, as to the sayde com-
missioners, oꝛ foure of them wherof two to be of the Quozū, shal seme
mete and reasonable, haupnge respecte and regarde to the seuerall es-
tate, and termes of al and euery the sayde perticuler tenauntes and
to the commodities, proffyttes, and emolumentes, thereto seuerallye
and respectuelye, belongyng, and also haupng respect to such coue-
nauntes, grauntes, agreementes, and condistions as be, oꝛ shalbe co-
teyned in any lawfull wytyng made concernyng the estate of anye
of the per sones to be charged foꝛ the sayde reedifycacion, oꝛ foꝛ the con-
tribution of any thyng towarde the same frehold, estate remainder
oꝛ reuersion as is aforesayde accordyng to their seuerall intereste, es-
tates, commodities and proffyttes.

And be it enacted by the auctoritie aforesayde that all and euery
persone and persones bodys polyticke and corpoꝛate that shall haue
anye estate oꝛ interest, in any of the sayde houles, places oꝛ groundes
wherein any of the aforesayde decayes shalbe commytted & founde, oꝛ
presented as is beforesayde from oꝛ by anye person oꝛ persones soꝛde-
red and enioyned as is aforesayde, shalbe charged and chargeable ac-
cording to his oꝛ their estate oꝛ estates, commodities and proffyttes
in the same, in lyke foꝛte and maner as he oꝛ they from whome oꝛ by
whome the same estate oꝛ estates, shalbe by anye meanes deriued oꝛ
conueyed, should oꝛ oughte to haue ben by force of the sayd commaun-
dement and iniunction. And also that the person oꝛ persones that shall
be appoynted oꝛ charged by the sayde oꝛ ders & iniunctions, oꝛ by thys
estatute, to reedifie any of the decayed houles beforesayd and to haue
anye contribution, rate, oꝛ summe of money oꝛ other thyng of anye
others towarde the same shall and maye by vertue hereof haue one
action of dette foꝛ the same agaynst the partye oꝛ parties, appointed
to paye the same, and agaynst the partyes executours oꝛ assynges
in any of the kyng and queenes Maiestyes, oꝛdynary Courtes of re-
corde, oꝛ shal sue foꝛ the same by information befoze the sayde Commis-
sioners oꝛ foure of them, wherof two to be of the Quozū. In which suit
no iniunction wayer of lawe pꝛoteccion noꝛ essoygne shalbe allowed
foꝛ the defendaunt. And yf any party oꝛ parties that should oꝛ ought
to pay oꝛ geue any Summe of money, oꝛ other thyng in contributi-
on as aforesayde, shall vpon a reasonable request thereof to be made
wylfully refuse oꝛ delay to pay oꝛ geue the same. That then the playn-
tyfe vpon hys sute to haue and to recouer treble damages agaynst
the sayd defendaunt.

And further be it enacted that yf the sayd grounde oꝛ groundes
to conuerted from tillage to pasture, oꝛ bled oꝛ employed to the keeping
of

of conneyes, to the destruction of coine as is aboue said shalbe founde in the handes or possession of any person or persones, other then such as byd conuerste the sayde groundes from tillage to pasture, or ble or employe the sayd groundes with conneyes, as is aforesayde, that then the sayde Commysioners or foure of them whereof two to be of the Quorum, shall and maye order and enioyne the occuppers of the sayd groundes or groundes so conuerred from tpyllage to pasture, or soo bled or employed to the keepng of conneyes as is aforesayde to tourne the same agayne into tpyllage, or to destroye or dymynyssh the sayde conneyes kepte vpon the same ground wythin such tyme and vpon such paynes as by them shalbe limited and appoynted.

And be it further enacted by thauthozitie aforesayd, that euery such order and inunction aboue mentioned, shalbe entred of recoide and the cōpye therof wyitten in parchment, and sygned & Sealed by the sayde Commysioners or foure of them whereof two to be of the Quorum, and deliuered to the occupper or occuppers of the groundes or place wherein anye of the aforesayd offences, decayes or defaultes, shalbe found as is aforesayd, to thintente, the same maye be deliuered ouer or declared to al such other person as shal or ought to be bounden or charged by the same.

And further be it enacted by thauthozitye aforesayde, that the sayde Commysioners or foure of the whereof two to be of the Quorum shal & may haue power and authozitie by force of the sayd Commysion and of this acte, to comynpte euerye person refusing to be bounde by recognysaunce as is aforesayd, and euerye the sayd pertyculer tenauntes refusing to declare to the sayd commissioners or foure of them, wherof two to be of the Quorum, howe log or what his said pertyculer estate is, to pyson into the next Gaole in the sayd countye there to remayne without bayle or maynpyle vntil he shal be bounde in recognysaunce as is aforesayde, or he w or declare his or their pertyculer estate or estates in the premysses to the saide commissioners or foure of them wherof two to be of the Quorum, as is aforesayd.

And bee it further enacted by thauthozitye aforesayde, that the Shyreffes and all other ministers, within the countyes where suche Sessions shalbe appoynted, shalbe attendaunt vpon the sayd commissioners and shal retourne befoze them al such proces and preceptes as they shal haue in commaundement to do, and be obedient vnto them as they are bounde to bee to the Justices of peace or of Oyer, and determine at all tymes and places for the execution of the sayde Commysion and of thys Acte. And the same Commissioners or foure of them wherof two to be of the Quorum shal haue power & auctozitie to enquire here and determine as is aforesaid, of, for & vpon al forseiturs recognysaunces, and breaches of orders, and Injunctions that shalbe

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taken, knowledge or made before the sayd commissioners, or foure of them, & to asseſſe ſuch ſyues and amerçiamentes as to them ſhal ſeme mette and conuenient vpon the ſheriffe, and other offycers and perſonnes, whatſoever makynge defaulte, and for contemptes and other myſdemourances before them. And ſhall haue aucthorityte to reſourme all impanalles to be retourned before them as the Juſtyces of peace maye doo.

And further be it enacted by the aucthorityte aforeſayde, that euery of the Commiſſioners ſhall haue for euery day he ſhal ſytte to execute this comiſſion, tenne ſhillyngeſ, & to the clerke that ſhall ſerue and wyte all proces and other recordes before the ſayd Commiſſioners, thre ſhillyngeſ & foure pence. the ſame to be payed by the ſheriffe or clerke of the courte of the ſynges, for ſeptures & amerçiamentes, that ſhall aryle or be ſeſſed for anye matter or defaulte before the ſayde Commiſſioners, and the ſheriffe, to be allowed vpon his accounte for the ſame, So that the ſame be noted and ſpecyfyed in the eſtreat ſigned by the ſayde commiſſioners or foure of them whereof two to be of the Quorum.

Wherbynded alwayes and be it enacted by the aucthorityte aforeſayd, that the ſayde commiſſioners or anye of them by vertue of thys act ſhall not haue power or aucthorityte to do any thyng touching the offence or defaultes aforeſayde contrarye to the ordynauce or purueyauce of any eſtate, hertofore made or to the excluſion or takynge away of any benefyt or lyberte permytted or ſaued to any maner of perſon by any prouiſion in any of the ſaid ſtatutes contrarye to the effect of any lycence heretofore graunted by the Kyng & Quenes highnes, or the Quenes hyghnes, or any of the auncſtours or predeceſſours of the Quenes hyghnes, ſoo that the ſame lycence be ſhewed to them, or foure of them, vnder ſeale before conuiction of the offence or defaultes aforeſayde. Any thyng aforeſayd to the contrarye thereof in any wyſe not withſtandynge.

And forasmuch as it is like to be that ſome houſes hauing twentye acres of grounde or more, to them lyng or belongynge, be decayed wythout any wyllynge defaulte in them that had the inheritaunce or poſſeſſion thereof, as by fyre, breaches, and ſurrounding of waters, or by deſtruction of enemyes, or rebelles, or of ſuch as hadde pertyculer eſtates therein without impechement of waſte, or by ſuche other lyke meanes or wayes, and that they who by the ordynauce aforeſayde, ſhould reedyfye the ſame, are of ſuche pouertye that they can not by al entendement reedyfye or buylde vp al the ſame houſes againe.

And forasmuch alſo as ſome perchaunce haue erect and builded by new houſes in ſome other places vpon the ſame lades lyng to the ſaid houſes

houses, or vpon some other lande nere therevnto in lewe and place of the house decayed, whyche are as auayleable to the common wealthe as the new reedifying of the decayed houses in the olde places should be, in which cases equitie requyrezeth, they shoulde not be punyshed for the sayd decaye.

And for as muche as it lyke to bee that some grounde conuerted from tyllage into pasture is deuyded into dyuers smalle percelles remainyng and beyng in dyuers and seuerall mens handes, so that any one part wyl not be sufficient to kepe a plow vpon. And for that some groundes haue been tilled for destroyinge of mosse bushes, browne fyres, beathe, and not onely to be contynued in tyllage and such lyke. And that also some demeanes in the abience of the owners haue been deuyded to sundry occuppers who hath tyllled the same, not beyng commonly vled to tillage before the said feast of S. George, & for that diuers other perticuler cases maye fortune to be, whiche the generall puruepaunce of thys estatute can not remedy without greater hurte then good to be done by the same. And for that also that in some places of this Realme it is not necessary the purueyen of this estatute to extend and to be fullye executed, but in some places and vpon some occasions or causes, it maye more conueniently be spared then put in vye, & is therefore necessarye to referre suche thynges with all other circumstances, to the discrecions of the commysioners who maye more perfectly vnderstande the same.

Be it therefore ordeyned and enacted by thauthoritie of thys present parlyament that the sayde commysioners or fowre of them at the least whereof two to be of the Quorum, shall and maye consider the sayd cases, and such other lyke, and vse their discrecions in temporyng and qualesifyng of the sayed generall puruepaunce of this or any of the foresayde former estatutes, and in ordering the said cases & such other lyke, and to omit the execution and penaltie of thys acte, and of the other former actes accor dynglye, as to the wysedomes and discrecions of them or fowre of theym at the leaste, whereof two to be of the Quorum shalbe thought most necessarye. Thys acte or the aforesayde former actes in anye wyle notwithstandinge. And shall haue power and aucthoritie to cancell Recognysaunces taken before theym, and not appearng to theym forseyted, yf it shall seme to theym or fowre of theym, whereof twoo to bee of the Quorum, meete and conuenient.

And it is further ordered and enacted by aucthoritie of thys present parlyament that where as anye grounde by meanes of this acte shall fortune hereafter to be conuerted from pasture into tillage accor dyng to thintent of this act, which ground is chargeable with anye

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rent reserved since the time the same ground was converted from tillage to pasture, and which was reserved and made the greater. in consideration that the same was so converted from tillage into pasture or sowed with cornes, that al such rentes yf they be greater then the grounde touned into tillage, or the ground by reason of the destruction of Cornes is worthe, shalbe abated and appoitioned by the said Commyssyoners or soure of theym, whereof twoo to bee of the Quorum, accoꝝdynge to theyr discretions, yf they shal thynke the same so meete.

Þrouyded alwayes and be it enacted by thauuthoryte aforesayd that the retaynyng or none payment of anye such partye or poꝛcion of anye rentes that shalbe abated or educted by the Commyssyoners as is aforesayde, shalbe no breach or forseyture of any bonde, penaltie, couenaunte, graunte, or condition to be conteyned in anye Indenture, bonde, obligatoꝛye, or other wytyng, agremente, or pꝛomyle whatsoeuer to the contrarie notwithstanding.

And further bee it enacted by thauuthoryte aforesayde, that the sayde Commissioners or soure of them, wherof two to be of the Quorum, shal haue power and auctoritie by vertue herof, to make and direct forth pꝛeceptes and pꝛocesses, aswel to the shyrife of the county as to all other freholdes and persones that ought to attende or appeare before the sayd Commyssyoners for the tryall answering or pꝛouyng of any offence againste this estatute or agaynst any of the aforesayde former estatutes, to appeare before them at any day and tyme that the said Commissioners or soure of them wherof two to be of the Quorum shal lymytte or appoint, and vpon the apperaunce of the said persons to gyue dape ouer from time to time, as they shal thynke mete.

And be it enacted by thauthoritie aforesayd, that yf any such person or personnes as presently haue, or hereafter shal haue any houses buylded, or reedified, or to be reedified, or any groundes to be converted to tillage, accoꝝdynge to the tenoure and effecte of thys estatute, or of any of the aforesayde estatutes, that then the sayde person or personnes, theyr heyres or assyngnes shal wythin thre yeares nexte after the ende of thys Session of thys Parliament, dimisse or let to ferme the houses alreadye buylded or reedified wyth the twenty acres of grounde, whych before tyme byd appertayne and lye to the same, or tenne acres per cell thereof, yf there be now no moze of the same lands in theyr handes that hath the houses buylded or reedified, or oughte to reedifie the same, or wyth so muche other landes lyinge conuenient for the sayde house, and shal dymple and lette to ferme the houses hereafter to bee reedified wythin twoo yeares after the same, shalbe so reedified, wyth the twenty acres of Landes, or the tenne acres

acres parcel thereof, or the like numbre of acres as is beforesaid. And if any of the sayde houses and lande, shall not bee so dimysed or letten to ferme as is aforesayd. That then the sayd commysponers or four of them at the least, wherof two to be of the Quorum, shal haue power and aucthoritie by vertue of this acte, to demyse and let the sayde house and landes to any person or persons, hauyng no other ferme or tenementes within the same parische, nor hauynge any action, or sute at that parliament agaynst the owner, and requirynge the same for xii. yeres at the most, for suche reasonable rent and vpon such reasonable couenauntes, as the sayde Commissioners, shall thynke meete for bothe parties. So that they take good assuraunce for the paymente of the rentes and perfoymyng of the couenauntes, to the owner of the same as they shal thinke conuenient, bypon whiche leases the owner of the houses and lands, so letten, their executours and assignes & euery of them for the time beyng, and also euery such lease, theyr executours, and assignes, and euery of them, shall haue suche remedye and Actions, the one agaynst thother, as thei shoulde or mighte haue had if they them selues, had onely been pyrue and parties, to the sayd leases.

And be it enacted by th aucthoritie aforesayde, that yf any person or persons, shalbe condemned or charged with or for any offence that he or they ought not to be charged withal, by this act or by any of the aforesayde former estatutes. That then the sayd party or parties shal and may haue his or their trauers, and remedye therfore in the sterre chamber, befoze the Councell there.

And be it enacted by th aucthoritie aforesayde, that thys Estatute shal at the pleasures of the kynge and queenes Maiestyes her heyres and successours, be put in execution, eyther by Commysponers to bee appoynted accordyng to the tenure of thys acte, or elles by the Commissioners to be appoynted by theyr maiestyes for the execution of certayne statutes thereof made in this Session of thys presente parliament.

Grouped alwayes and be it enacted by th aucthoritie aforesayde that thys act, nor any thyng therrein conteyned shall extende to anye house, or buyldynge made or to bee made by any renauntes in dower or other particuler renaunt without th assent of hym or them in reueracion or remaynder of estate of enherytaunce, onles the same house or buyldynge, be or shalbe made and erected accordyng to th intent and puruey of thys estatute. Anye thyng in thys estatute to the contrary notwithstanding.

And be it further enacted by th aucthoritie aforesayd, that yf any person or personnes, shalbe conuicted or condemned of or for any offence or forfeytur, of any recognisaunce, or other matter conteyned & specified

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specified in this acte, bypon any information at the sute of any partye or parties, that then thone mozte of al suche forseyntures and summes of money as shalbe due for the offence or forseynture conteyned in the information shalbe to the party or parties, that shal exhibite and prosecute the same. Any thing in this act or in anye of the aforesayde actes to the contrary notwithstanding.

And be it enacted by the authoritie aforesayd that the said commissioners or foure of them at the least, whereof two of theym to be of the quorum, shal enroll or cause to be enrolled, of record al such orders prouisions, paynes, penalties, forseynture, synes, amerciamentes, condempnations and conuictions, as shalbe had, made, let, taxed, lost, or forseynted, by reason or occasion of any matter or thyng conteyned in this acte or in anye of the aforesayde former actes, and the same Records to be well obserued and kept, in such sort and order as the said Commissioners or foure of them, whereof twoo of them to bee of the Quorum shal thinke mete and conuenient.

And be it further enacted by thauthoritie aforesayd that the sayd Commissioners or foure of theym at the leaste, shall by vertue hereof haue authority to make or cause to be made proces for the leuyng of al suche amerciamentes synes Summes of money, and forseyntures that shalbe due to be payed by reason of any presentment iudgement recognisaunce or der in iunction assessement default or other matter, whatsoeuer had, made, geuen, or doen accordyng to the purpoze and intent of this estatute, as Justices of peace maye do for anye synes or forseyntures before the. And the sayd Commissioners or foure of them whereof two to be of the Quorum, shall yerely at the feast of Sayntre Michel tharchangell make or cause to be made estreates indented of all suche forseyntures penaltyes synes amerciamentes, and Summes of money as shalbe due in the yeare nexte before the sayd feast bypon the forseynture of any recognisaunce or for any of the causes or offences aboue saied, the same estreates to be subscribed and sealed by the sayde Commissioners or foure of them whereof two to be of the Quorum the one part therof to be sent into the court of Eschequer, at Westminster within. xl. daies after Michelmass. And thother part therof to be deliuered to the Sheriffe of the Shyre, whiche shalbe a sufficient warrant to hym and his Deputy, to leuy the same in such sort as he ought or maye leuye the summes conteyned in the stretes, to the shyreffes directed forth of the court of Eschequer, and the wyppye to discharge therewith hys accompte.

And be it enacted by thauthoritie aforesayd, that yf anye offender, shal once be condempned, and pay hys syne or forseynture, for anye of the offences afoze. ayde in any court before anye Justices or Commissioner, hauing authoritie for that purpoze, that then the said offender

dour or offendoures, shall not escones be charged agayne for that offence beyng passed, but shall and may pleade his former paymente, or barre therof.

And be it further enacted by thaurtozitie aforesayd, that the clerke or clerkes, that shall wypte the matters and recordes befoze the sayde commissioners, shall take for the entry of pleas and other his doynge such fees and none other as shall be appointed by the said commissioners, or foure of them, whereof two to be of the Quorum, and wyrtten in a table that shall be fixed openly in the place where the Sessions shall be kept upon payne that the said clerke so offendynge shall lose and forsept to the party greued, treble the value of that whiche was so taken and he or they that shall embesel any recognisaunce or recorde shall for euerye suche offence lose and forsept. v.li. and be committed to prison, vntyll he shall pay the sayd Summe of. v.li. and also make suche other recompence and satisfaction, as the said commissioners or four of them whereof two to be of the Quorum, shall thinke conuenient.

Provided alwayes and be it enacted by the auctoritie aforesayde that this acte or any thing therein conteyned shall extende to charge any person or persones that shall kepe any ground in pasture for the keeping of his or theyr owne horses, kyne, or other cattell, for the onely victuall to be spent in his or theyr house or houses.

And be it further enacted by thaurtozitie aforesayde, that this acte nor any thing therein conteyned shall in any wyle extende to recdyme any chiefe manor place nor any other houses or buydynge, but suche as shall be mete and conuenient for the fermours or tenantes, of any other fermeholdes, or tenantes for the maintenaunce of the grounds that be or shall be assigne or layd to be occupied with the sayde houses buylded and to be buylded accordinge to the intente of this estatute, by the discretion of the sayd commissioners or foure of them whereof two to be of the Quorum, nor shall extend to conuert to tillage any ground nor exceedinge five acres, whiche is or shall be used and enclosed for any garden or charde hopparde rapeseede or for connyes, for thonly prouision of any mannes house and to be spent in the same, and not beyng hurtfull to the coine of any person or persones, other then the owners of the sayd connyes so that the sayd garden, or charde, hopparde, or connygart shall lye adioyninge or nigh within one myle to the dwelling house of the owner thereof, nor shall extende to conuerte any ground to tyllage, whiche is or shall be left vntyled, and not sowed with come by reason of the euylnes barrenes or barrenes of the same, vntyll suche tyme as the sayde ground shall be apt and mete for tyllage, and to bear coine agayne, as by the sayd Commissioners or foure of them, wherof two to be of the Quorum, shall be thought conuenient, this estatute or any other estatute to the contrary notwithstandinge.

And

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And be it further enacted by the auctoritie aforesayde, that yf any person or persones at any tyme after the Session of this presente parliament, shall conuert or turne to pasture any ground nowe beyng earable, and kept mooste commonly in tyllage for the space of twenty yeares last past before the Session of this present parliament, and shall not eare, and breake vp to tyllage as muche other ground now beyng pasture within the sayd lordshyppe, or parcysh where the sayde grounde so conuerted doth lie, within one yere next after any such couertion, and shall not kepe the sayd newe eared ground continually in tyllage after any such conuersion, onles that for barrennes thereof he or they shall conuerte the same to pasture vpon the lyke order of earynge so muche other grounde beyng pasture, within the sayd lordshyppe where suche conuersion shall be made, shall lose and forfeite for euery acre conuerted into pasture contrary to the fourme of this acte yearely. v. s. thone half thereof to the king and quenes Maiesties, and thother to him or them that wyll sue for the same by byll playnt or information, in any court of record, wherein no essoygne protection or wager of lawe, shall be allowed for the defendaunte. This acte to endure to the laste daye of the next parlyament.

An Acte for the keepinge of mylch kyne, and for the breadynge
and rearynge of Calues.

The.iii. Chapter.



As muche as of late yeares a greate number of persones within this realme haue layde theyr landes, farmes, and pastures, to feedynge of sheepe, oxen, runtes, schybbes, steeres, and heycfers, and suche other lyke cattell, hauyng no regard or care to bryde and reare by ponge bestes and cattell, whereby is growen greate scarcitie of cattell and victuall necessary for the sustenaunce of dyuers sortes of people within this realme, and moze is lyke to be, yf spedye remedye be not prouided.

It is therefore by thauctoritie of this present parlyament enacted that euery person, whiche from the feast of the purification of oure ladye next ensuyng shall kepe or fede aboue the nuber of sixe scoore there shepe for the most part of the yeare vppon his or her seuerall pastures, landes feadinges or ferimes, apte or mete for mylche kyne, and where in no other person hath at the makynge of this presente acte, common for any cattell of any tyme of the yeare, shall by aucthoritie of this acte yearly so longe as he shall kepe or fede the sayde number of sixe scoore there shepe, for euerye thre scoore there shepe so kepte or fedde, kepe one mylche

mylch cowe and shal bzyede and reare by yearly for euery fyve scoore
 here shepe so kept as is aforesayde one Calfe, vpon payne of forfeiture
 for euery moneth that anye suche person, shal not for euery thye scoore
 here shepe as is aforesayde, kepe or feede one mylche Cowe, twentye
 wyllinges for euery Cowe so not kepte. And for lacke of rearynge and
 bzydyng of one calfe for euery fyve scoore here shepe, to forseyt likewise
 twenty wyllinges for euery calfe so not reared and fed, and that euery
 person which after the foresayd feast of the Purification of oure lady,
 vpon his or her seuerall pastures as afoze is sayd, shal kepe or feede
 aboute the numbze of twentye oxen, runtes, Scrubbes, Steres, he-
 kapes, or kyne, shal by thaucthoritie of this acte, for euery ten bestes
 of the sayd sortes so kept or fedde, kepe and nowyssh one milche cowe,
 and bzyede reare and waine yearly and kepe for one whole yeare one
 Calfe for euery two mylche kyne so charged to be kept vpon the seue-
 rall paynes and forfeitures afoze rehearsed, excepte the sayd Calfe, or
 Calfes shal chaunce to dye within the sayd yeares, without couin or
 fraude therto added, thone halfe of whiche saide forfeitures shalbe to
 the vse of our sayd Soueraigne Lord and Lady the kynge and Que-
 nes Maiesties and the other halfe to thuse of the partye, that within
 one yeare after thoffence committed wyl sue for the same in any of the
 kyng and Quenes Maiesties Courtes of Record, or before the Justices
 of peace, in the same Shyre, where anye suche cause of forfeiture
 shalbe had at the generall Sessions (who by aucthoritie of this acte
 shal haue power to heare and determine the sayde offences) by byll
 information presentment, action of debt, or detinue, in whiche action
 or sute no essoigne, protection, wager of lawe or licence to the contra-
 ry shalbe allowed.

Provyded alwayes, that this acte nor any clause therof shalbe ex-
 tended to bynde any personne to kepe mylche kyne, ne yet to bzyede or
 reare calves, as afoze is expessed for suche shepe or other bestes, as
 the same person shal kepe and fede to the intent onely to be spent in
 his or theyr house or houses, without fraude or couin. This acte to en-
 dure onely vnto thende of seven yeares next folowynge the feast of the
 Purification of our lady afoze sayde, and from thence to thende of the
 parliament then next folowynge.

An acte for the extingwishment of the fyft frutes and touching
 order and disposition of the tenthes of spirituall and ecclesiasticall
 promotions, and of rectories, and personages improprie-
 ate, remainyng in the Quenes maiesties handes.

The. iiii. Chapter.

C. l.

where



Here at a parliamente holden at Westminster the third day of Nouember in the. xxi. yeare of the raygne of our late Soueraygne Lorde kynge Henry the. viii. and vpon prorogation there holden the thirde day of Nouember, in the. xxvi. yeare of the sayde late kynge, for the mayntenaunce of his royall estate then beyng recognised the only supreme head in earth, nexte and immediatly vnder god, of the churche of Englande. It was enacted by the

auctorite of the sayd parliamente, that the sayde kinge his heires and successours kynges of this realme, shoulde haue and enioye from time to time to endure for euer, of euery such person and persons, which at any tyme after the fyrst day of January, then next commynge, shuld be nominated, elected, prefected, presented, collated, or by anye other meanes appoynted to haue any archbyschoppes, byschoppes, abbeys, monasteries, priories, colledge, hospytall, archdeacons, deaneries, monastheries, benefices, parsonage, vicarage, Chaunterie, frechappell or other dignitie, Benefice, office, or promotion spirytual, within this realme, or els where within any of the kinges dominions of what name, nature, or qualitie soeuer they were, or to, or of whose foundation, patronage or gift soeuer they belonged, the fyrst frutes, reuenues, and profytes, for one yeare of euerye suche Archbyschoppes, Byschoppes, Abbeys, Monastery, Priory, Colledge, Hospital, Archdeaconry, Deanery, Monastherie, Benefice, parsonage, vicarage, Chaunterie, frechappell or other dignitie, Benefice, office, or promotion spirytual aforesaid, wherunto anye such person or persons, shoulde after the sayd fyrst daye of Januarye be nominated elected prefected, presented, collated or by any other meanes appoynted, and that euerye such person and persons, before anye actuall or real possession or medlynge with the profytes of anye suche Archbyschoppes, Byschoppes, Abbeys, Monastery, Priory, Colledge, Hospital, Deanery Monastherie, Benefice, parsonage, vicarage, Chaunterie, frechappell or other dignitie, benefice, office, or promotion spirytual shuld satisfye, consent and paye, or compounde or agree to paye to the kynges vnto at reasonable dayes vpon good sureties the sayd fyrst frutes and profytes, for one yeare.

And where further in the sayd parliament it was enacted by auctorite aforesaid, that the sayd king his heires and successours, kynges of this realme, for more augmentation and mayntenaunce of the royall estate of the imperiall crowne and dignitie of supreme heade, shoulde

Should perely haue take retayne and enioye, vnited and knytte to his
impery all crowne for euer one perely rent or pention amountynge to
the value of the tenth part of all the reuenues, rentes, fermes, tythes,
offspringes emolumentes and of all other profits, as well called spyri-
tuall as temporal then apertayning or belonging, or that from thence
forth should belonge to anye archebysshoppyche, byshoppyche, abbeye,
monasterye, priorye, archedeaconrye, deanerye, hospitall, colledge,
house collegiate, prebende, cathedrall Churche, collegiate Churche,
conuentuall Churche, personage, vicarage, chaunterye, frechappel, or
other benefice or promotion spiritual of what name nature or qualitie
soeuer they were or be within any dioces of this realme, or in Wales,
the sayd pention or annual rent to be yearely payd for euer to the sayd
late kyng his heyes & successours kynges of this realme, at the feast
of the Natiuitie of our Lord God. And that the fyrst payment there-
of should begyn at the feast of the Natiuitie of our Lord God which
then should be in the yeare of our Lorde God a thousande, fyue hun-
dredth thrytze and fyue, and to be payd perely by suche as should be ap-
pointed, to haue the collection therof by the same act in suche maner
and forme, as shoulde after that tyme be lymitted by the sayd acte be-
fore the fyrst daye of Aprill, next folowing after the sayde feast of the
Natiuitie of our Lord, as in the sayde acte amongeste other thinges,
more playnely appeareth.

The kyng and the quenes moste excellent Maiesties for dyuers
vrgent considerations them theyr honours and consciences specially
mouing, wyll that it be enacted, and therfore be it enacted by autho-
ritye of this present parlyament, that all paymentes of the sayd fyrste
frutes shall from henceforth cease and be clearly extincte and deter-
mined for euer. And that aswell all and singuler archebysshoppyches,
byshoppyches, & other benefices, dignities and promotions spyrityual
afoze charged and chargeable to and wyth the paymentes of the sayd
frutes, as all and euery possessor, owner and incumbente of the same,
and theyr successours shal from and after the. viij. day of Auguste laste
past, and so from thence forth at all times for euer be clearly exonerate
acquited and discharged agaynst our sayd soueraygne lord and lady,
of and from the payment and paymentes of al and euery the sayd first
frutes in as ample and large maner and forme, as they were before
the makynge of the sayde act. And as thoughe the same acte had neuer
ben had ne made.

Prouryed alwayes, and be it enacted by thaucthoritie afozesayd
that thys act or any thyng therein conteyned shall not in any wyse ex-
tende to extingyshe or discharge anye recognisaunce or other bonde
obligatoze, or any payne penaltye debt or forfeyture had made or due

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to the Quenes hyghnes her heyres and successours, at any tyme before the sayd eyght dape of August last past, for and concernynge the sayde fyft frutes.

And where as synce the sayde, xxvi. yeare of the sayde late kyng Henry the eyght, his Maiestye, and the late kyng Edward the fyrte, and our sayd soueraygne Lord and Lady, the kyng and the Quenes Maiesties, or any of them haue before this tyme by their seuerall and sondry letters patentes, geuen graunted and assured alswell vnto son- dyr Byshoppes and theyr Successours, as to dyuerse Cathedrall Churches, Deanes, and Chappyers, colleges and other ecclesiasticall and spirituall persons and corporations and theyr Successours, dy- uers Manours, Landes, Tenementes, Rectories, personages, tithes glebelandes and other hereditamentes, to hold in pure and franke al moyne or by any other tenure, and to paye yearelye vnto theyr maie- sties theyr heyres and successours one yearelye rente in the name of a tenth, or the tenth part of the yearelye value of the same, as by the sayd seuerall patentes moze at large doth appeare.

Our sayd soueraygne Lord and ladye, the kyng and Quenes Maiesties that nowe are, further wylle that it be enacted, and be it enacted by the auctorithy of this present parliament, that the sayd per- petuall pention, annuall rent, or tenth, mentioned and conteyned in the sayd acte, made in the sayd. xxvi. yeare of the raygne of the sayde late kyng Henry the eyght, and the said seuerall rentes and tenthes re- serued vpon the sayd letters patentes for and in the name of a tenth or any of them from and after the feast of S. Michael tharchangell last past shal not be payde or payable vnto theyr Maiesties, her heires or successours, and that alswell all and synguler the Archbyschoppes, Byschoppes, and other the benefices, dignities, Deanes, and Chap- ters, Colledges, Corporations and spiritual promotions aforesaid as all and euery possessor, Owner, proprietyes and incumbent of the same and theyr successours and euery of them from and after the sayd feast of Saint Michel tharchaungel last past shalbe clearly exone- rate acquitted and discharged of and for the payment of the sayde per- petuall pention, annual rent or tenthes aforesaid, and of the sayd ten- thes reserued vpon the sayde letters patentes, and of euerye of them agaynst our sayd souerayne lord and lady, and the heyres and succes- sours of the Quene, to thintent that the same shalbe ordred bled and disposed in maner and forme as hereafter in this acte shall be expres- sed. And for the better declaration of their Maiesties good and godly dispositions in the premisses, their hyghnes doth by auctorithy of this present parliament clearly geue ouer renounce and relinquish from them, and the heyres and Successours of the quenes hyghnesse, and sayde perpetuall pention, annuall rente, and tenth, and the

the said rentes reserved nomine Decline vpon the said seuerall letters patentees & altheir right, title, and interest, which they or the said heyres or successoris of our sayd soueraigne lady the quene haue, or maye haue in or to the same, And where diuers and sondry rectories parsonages and benefices improprietat, glebelandes, tythes, oblations, pensions, portions, and other profits, and emolumentes ecclesiasticall and spiritual to the same, or any of them belonging, and the reuersion and reuersions of diuers of them, since the .xx. yere of the raigyn of the said late king Henry the. viii. came vnto the handes & possession of the said late king. And lyke wyse since his death vnto the handes of the sayde late kynge Edward the sixt, and after vnto the handes and possession of the king and quenes maiesties that now are, as in the ryght of her hyghnes of an estate of enherytaunce. Theyr maiesties lyke good catholyke and chrysten princes earnestlye tenderinge the instruction of theyr people in true and sincere doctryne, and therewithall waying the pouerte and scarsenes of luyng of many and sondry benefices and cures within this realme, and other theyr dominions, by reason wherof sufficient and hable curates cannot be gotten to serue the same, like wyse wyllen that it be enacted.

And therfore be it enacted by thauthoryty of this present parliament that their maiesties and the heyres and successoris of the quenes highnes, shal not from the feast of S. Michell tharchaungell laste past receyue, perceiue, take or inioye any the issues, reuenues, profittes, or comodities of the sayd rectories, personages, benefices, glebe landes, tythes, oblations, pensions, portions, and other profittes and emolumentes, ecclesiasticall and spiritual aforesayd, or any of them or of the reuersion or reuersions of them or any of them, but doth from and after the sayd feast, clearly geue ouer, renounce, and relinqueshe by the authorytye aforesayd, the sayd rectories, personages benefices, glebe landes, tythes, oblations, pensions, portions, and other profittes and emolumentes ecclesiasticall and spiritual aforesayd, and euery of the and the reuersion and reuersions of them and of euery of them, and all theyr ryght, tytle, vse, interest, and demaunde of in or to the same, from them and the heyres and successoris of the quenes maiestie for ever to be vsed imployed, ordered, and disposed, in maner and fourme as in this acte hereafter is expessed and declared.

Provided alwayes, and be it enacted by thauthorytye of this present parliament, that this act or any thing therein conteyned shal not in any wyse extēd to extinguishe, discharge, or geue away any of thissues, tenementes, or profits of the said rectories, personages, & benefices improprietat, glebe lands, tythes, oblations, pensions, & portions, aforesayd or any arerages of retes of the same, or the arerages of any of the said se-

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tenthes befoze specified oꝛ of any part oꝛ percel therof, Deuo unto their maiesties her heyres and successours at the sayd feast of S. Michaell the archaungell last past, oꝛ any time befoze the sayde feast, but that they: hyghness, her heyres and successours shall haue receaue, and enioye, all and synguler the sayde arrerages of the sayde rentes, and seuerall tenthes, Deuo at oꝛ befoze the sayde feast, in lyke manner and fourme as yf this act had not bene made, any thyng befoze mentioned, lawe, vse, oꝛ custome, to the contrary notwithstanding.

Þrouided also and be it enacted by the aucthoritie aforesayde, that this act oꝛ any thyng therein conteyned shall not in any wyse extend to extingyshe, discharge, oꝛ geue awaye any yearely rente, referued foꝛ and in the name of a tenth, bypon anye letters patentes, heretofore made and graunted by oure sayde Soueraygne loꝛde kyng Henrye the eyghte, kyng Edward the syxte, and by oure Soueraygne Loꝛde and Lady the kyng and Quenes Maiesties, oꝛ by any of them to any person oꝛ personnes and to they: heyres, oꝛ in fee tayle generall oꝛ speciall, oꝛ foꝛ terme of lyfe, lyues oꝛ yeares, oꝛ to any bodys polityke and corporate, and to they: successours other then to spyrytuall & ecclesiastical corporations and to they: successours, but that the kyng and quenes maiesties, her heyres and successours, shall haue, perceaue and enioye, all and synguler the sayd rentes so referued vpon anye of the sayd letters patentes, not beyng made and graunted to anye spyrytuall oꝛ ecclesiastical persons and corporations, and to they: successours as is aforesayde, in lyke maner and fourme as yf this acte hadde neuer bene made.

And where the kyng and the Quenes Maiesties stande charged foꝛ the payment of sundye rentes pentiones, annuities, corrodies, fees, and other yearely paymentes seuerally graunted astwel by diuers and sundy late abbotes, priors, maysters of colledges, maysters of hospytals, chauntery preistres, and other ecclesiastical and spyrytuall persons befoze the dissolution of their houses, to diuers and sundy persons, seuerally oꝛ ioyntly foꝛ terme of life, lyfes, oꝛ yeres, as alsoo by her sayd father king Henry the eyghte, and by her sayde brother kyng Edward the syxte, and by her maiestie, oꝛ by any of them to diuers & sundy religious persons and others seuerally oꝛ ioyntly foꝛ terme of lyfe lyfes oꝛ yeres, the names of al which persons together with their seuerall yerely rentes pentiones annuities corrodies fees and yearely paymentes and profytes, shalbe specially and perticulerlye set fourth and conteyned in a certayne booke indented, whereof the one counterpayne to be sygned by our sayde Soueraygne lady the quene, and the other with the sygne manuel of the most reuerende father in God Reynold Poole Cardinal and legate De latere, of the Popes holines and

and of the Sea apostolyque, specially sent vnto their maiesties, and to thei kyng Domes, and Dominions, to the intent oure sayde Soueraygne lord and lady the kyng and Quenes Maiesties, thei heyres and successours should be from the sayd feast of Saynct Michell the archaungell last past, and at all tymes from henceforth, clearlye exonerated, acquitted, discharged, or saued harmeles, of and from the payment of the sayd rentes, pentiones, annuities, coyrodies, fees, and yerely paymentes aforesayde. Our sayd Soueraygne lord and lady the kyng and the quenes maiesties are pleased, and contented that it be enacted.

And therfore be it enacted by chaucthoritie of this presente parliament that suche, and so many of the cleargye of this Realme, as the sayde lord legates grace shal from time to time name and appoint and the successours of them and euery of them (yf it shal so please the sayde Lord Legates grace to name appointe and assigne theim) shal frome the sayd feast of Saynct Michell last past, and so from thence furthe from tyme to tyme vntyll the sayde rectories, personages, and benefices impropriate, and other the sayd spiritual profyttes, walbe other wyse ordred bled and imployed by the assignement of the sayd Lords Legates grace, as hereafter is expessed and declared, haue, take, perceyue, and receyue, as well all and synguler the sayde perpetuall pention, annuall rentes, or tenthes, and euery of theim, at suche dayes and tyme, and by all such wayes and meanes, as the same is lymitted and appoynted to be payd eyther by the sayd seuerall letters pattenres or by the sayd former estatute made in the sayd. xxi. yere of kyng Henry the. viii. or by any other estatute made for and concerning the true payment of the sayd tenthes or anye of them, as also all and synguler the issues, reuenues, profyttes, and commodities of and in all and synguler the sayd rectories, personages, and benefices impropyate, glebe landes, tythes, oblations, pentiones, portions, and other profyttes, and emolumentes, ecclesiastical and spyrituall aforesayd, & of the reuertio and reuertions therof, when they shall fall by all suche wayes remedies and meanes, for the leuyng and recouerye of the rentes and profyttes of the sayd premisses, as our sayd Soueraygne Lord and Lady her hyghnes heyres and successours shoulde or myghte haue done yf the sayde premisses hadde styll continued in thei Maiesties handes and possession, to this vse and intende, and purpose folowynge that is to saye, that suche and as manye of the clargye of this realme and thei successours, as the sayde mooste reuerende father the Lord Legates Grace, shall name and appoynte, as is aforesayde, shall therewith satisfye, contente, and paye, or cause to be satisfied, contented, and payed, to all and euerye the sayde religious personnes

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and others named within the sayde booke indented whiche at thys tyme haue or ought to haue any pention, corrodye, annuities, percelpe rent, profyt, or fee, for terme of lyfe, lyues or yeares, as is aforesayd, all and synghuler theyr said pentions, corrodies, annuities, rentes, or fees at such dayes and tymes as is limited and appoynted by seuerall letters patentes, or other wytynges or grauntes to them made, And in suche maner and fourme as our sayd Soueraygne Lord and Ladye the kynge and quenes hyghnesses her heyres and successours shoulde or ought to haue payde the same, yf thys acte had neuer bene had ne made, anye thyng before mentioned to the contrary notwithstanding. And that they shall exonerate acquite, and dyscharge, or saue harmeles the sayde kynge and quenes maiesties, and her heyres and successours kynges of this realme, of and for the paymente of all and synghuler the sayd pentions, annuities, corrodies, and fees, and shalbe further bound for the assuraunce therof, as shalbe deuised by theyr maiesties, with the assent of the sayd lord Legate. Anye thyng before mentioned to the contrary notwithstanding. And to the intente the pooze benefices and cures of this Realme, and other the Dominions therto belonging may be hereafter furnished with good and hable curates to instruct the people with good and sincere doctryne, and to be hable to mayntayne hospitalitie and for and to other godly ententes and purposes to be done within this realme. Our sayd soueraigne Lord and Ladye the kynge and Quenes maiesties of theyr mooste gracious dispositions, are pleased and contented and wyllen that it be enacted.

And be it enacted by thauthozity aforesayd, that the sayde Lord Legate shall and may dispose, order, imploye, and conuerte the sayde rectozes, personages, and benefices impropziate, glebelandes, tithes oblations, pentions, portions, and other the sayd profyttes, and emolumentes, ecclesiastical and synghuler, to & for the increase and augmentation of lviuings of the incumbentes of the sayd, or other pooze cures and benefices, or otherwise for the finding of prechers or the exhibitio of scholers within this realme and Dominions of the same, as by the godly wysedom and discretion of the sayd lord Legat shalbe thought most mete & conuenient, sauing to al and euery person & persons, bodies polytyke and corporate, and theyr heyres assignes and successours and euery of the, other the our said soueraigne lord and lady the king and quenes maiesties, and the heyres & successours of the quenes hyghness al such personages, nominations, presentations, aduoulsongs, ryght title, possession, interest, reuertion, remainder, entre, condition, fees, offices, rentes, annuities, commons, leases, liberties, & all other commodities thing and thynges, profittes and hereditamentes whatsoeuer in
lyke

like maner and fourme to all intentes constructions and purposes as they or any of them should might or ought to haue had in or oute of any of the sayd tenthes, personages, rectories, benefices, bycareges, tythes, pentiones, portions, oblations, obuentions, or in or to any the premises or any parte thereof in as ample and large maner as yf this act had neuer ben had ne made.

And be it further enacted by the aucthoritye of this present parliament that immediatly after the decease of the sayd persons named in the sayd boke to be indented, and the determinatio of theyr seuerall estatutes and rightes, and to the sayd annuities fees rentes, and corrodies, the said paiement of the said perpetuall pention annual paiemēt or tenth, & of the sayd tenthes & rentes reserued nomine decime vpon any letters patētes, made vnto ecclesiastical & spiritual persons aforesaid, shal utterly cease & be determined for euer, any thing herein conteyned to the contrary in any wyse notwithstandinge.

And be it further enacted by the aucthoritye of this present parliament, that all and synguler person and persons, bodies politike and corporate, being spiritual and ecclesiastical and theyr successours and euery of them, which shal hereafter haue & enioy any of the said rectories personages, and benefices improprietat, glebe landes, tythes, oblations, pentiones, portions, and other profits, and emolumentes ecclesiasticall and spiritual aforesaid shal and maye haue and enioye, by aucthoritie of this acte lyke aduauntages, meanes, benefices, actions & remedies agaynst the lessees and grauntes their executours administrators, or assignes, and euery of them, by entre for none payment of rent from henceforth to be due, or for any waste hereafter to be done, or for breach or not performing of any condition or couenaunte or agreement from henceforth to be performed, fulfilled or done contained and expressed in the indentures of the sayde leases or grauntes agaynst all & euery the sayd lessees, fermers and grauntees and theyr executours administrators and assignes & euery of theym as yf the sayd person and persons bodies politike and corporate spiritual and ecclesiasticall, theyr successours and euery of them should and myghte haue had yf they had ben perty or party to the sayd indentures lessees and grauntes, and like wise that al & euery the sayd fermers lessees and grauntees, their executours, administrators and assignes and euery of them shal and may haue and enioy such part of the premises as is conteyned in theyr lease and leases, graunt or grauntes, duringe suche tyme as is mentioned and limited in any suche lease or leases, graunt or grauntes, peldyng and paying the yerely rentes and scruyces reserued vpon, the same lease or leases, and performing al & synguler couenantes and agreements, specified in euery such lease and graunte the whiche on the leases part are to be obserued and kepte, and further shal haue lyke action aduauntage benefit, and remedy agaynst the all and euery the sayde person and personnes bodies politike and corporate

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corporate Spiritual and ecclesiastical, and theyr successours and eney-
rye of them whiche shall haue and enioye anye parte of the premysse
for any condition couenaunt graunte or agremente hereafter broken
or not perfozmed conteyned and expresse in theyr seueral indentures
of theyr leases and grauntes, or any of the which on the part and
behalfe of the lessours ar to be obserued and kepte, as the same leases
or grauntes or theyr executours administratoures and assyignes, or
any of them myght or shoulde haue had agaynst the sayd person or per-
sons bodyes politique and corporate, ecclesiasticall and spirituall and
theyr successours or any of them, yf they had bene both pertye and pri-
uie to the sayd indentures leases and grauntes.

Prrouided also and be it enacted by the aucthoritie aforesayde, that
this act or any thing therein conteyned, shall not extend to take awaye
from our sayd soueraygne Lady the Quene, her heyres and Success-
sours, the Patronages of any vicarege belongyng to any of the soe-
sayd personages and rectories impropyate, but that her highnes her
heyres and successours shall continue and remayne patronesse, and pa-
trons of the sayde vicareges in maner and forme as yf this acte had
neuer bene had ne made. Any thyng before mentioned to the contra-
ry notwithstanding.

And be it further enacted by the aucthoritie aforesayd, that yf it hap-
pen any of the sayde rectories and personages impropyate, whereof
there is no vicar, or that hath vicareges indowed, and the patronage
of the same appertayneth vnto the Quenes Maiestie, her heyres and
successours, to be hereafter dysappropyate and made presentable or
otherwyle imployed as is aforesayd, that then her highnes her heires
and successours shall by vertue of this act be iudged and demed very
and vndouted patrones of euery such rectorye and personage disap-
propriated, and made presentable. This acte or any other lawe, vse, or cu-
stome to the contrary in any wyle notwithstanding.

And be it further enacted by the aucthoritie of this presente parlia-
ment, that yf it fortune any of the sayd rectories and personages im-
propyate the patronages of the vicarege, wherof doth or shall apper-
tayne vnto any person or persones bodyes politike & corporate other
then to our sayde Soueraygne lady the quene, her heyres and succes-
sours to be hereafter disappropriated and made presentable, that then
in euery such case the sayd person & persones, bodyes politike and cor-
porate, the whiche then shalbe patrones of the sayd vicareges, shalbe
patrones of the sayd personage so disappropriated in like estate degree
and condition as they were of the patronage of the vicarege before &
said Disappropriation of the said rectorye or rectories impropyated, any
thing in this act or any lawe or custome to the contrary notwithstanding.

Prrouided also, and be enacted by the aucthoritie aforesayde.

That

That when and as often as any person or persons, to whom the sayd pensions annuities, Corrodies or fees aforesayd, or any of them do be longe shalbe payde thereof, by the auctoritie of this acte or otherwyle satisfied by any order that shalbe taken bypon the same by anye other then the Queenes maiesties her heyres or successours, that then suche person or persones or any of them so payed or otherwyle satisfied, shall not demaunde the same agayne of the kynge or Queenes maiesties, her heyres or successours, nor shalbe double payd of the same, the provision and order of paiement therof before specified, or any other thing herein conteyned to the contrary notwithstandinge.

Provided also and be it further enacted by the auctoritie aforesayde, that yf it fortune the sayde Lorde legate, to decease before suche tyme as the contentes of this acte, limited & appoynted to his grace to be done, be fullye accomplished and executed, that the same shalbe lawfull vnto the Archbyschoppes of Canterbury and Yorke, for the tyme beinge, and to the eldest Bysshop of this realme by consecration, and in the tyme of the vacation of the sayd Archbyschoppes, or of epyther of them, then to the Deane and Chapter of the seas, or sea so void, duringe the sayde tyme of vacation and to the sayd eldest byschoppe, for the tyme beinge, to do execute and accomplish al and euery thinge and thinges touching the order and disposicion of the premysse, as the said most reuerende father the Lord Legate shail in his lyfe tyme limite assigne and prescribe vnto them, and as his grace shoulde or myghte haue done. And that the sayd Archebyschops, and Bysshop, or the said Deanes and Chapters in the tyme of vacation, and the sayde eldeste byschoppe as is aforesayd shall from tyme to tyme after the decease of the sayde Lorde Legate haue full power and auctoritie by vertue of this acte, to doo and execute all and euerye thyng and thynges touching the order and disposicion of the sayde premysse accordynglye as it shalbe prescribed vnto them by the sayde Lorde legate. And as the sayde Lorde Legates grace, shoulde or myghte haue done yf he had liued. Anye thyng before mentioned to the contrary notwithstandinge.

And where as diuers and sondry of the said rectories, personages and benefices impropriate, glebe Lands, tithes, oblations, pensions, portions, and other profytes and emolumentes, Ecclesiasticall and spirytual haue bene heretofore bymyd and graunted to sondry persones for terme of lyfe, yeres, or yeres, as well by discrete and sondry late Abbotes, Bishops, Mayster of Hospitals, and Colleges, and other Religyous and spirytual persones, and Gouernours, before the Dissolution of thesse Ienerrall Houses, and Places, as since, by the sayde late kynge Henry the Eghte, kynge Edward the

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the Syrt, and by our Soueraygne Lorde and Lady, the kynge and the Quenes maiesties. or by any of them, and in and by the sayde leases and grauntes, there is also comprehended and dimised togethers with the sayd premises, or with some part of the same, diuers and son dyse manours, landes, tenementes, and other hereditamentes, and vpon some of the said leases and grauntes, is one hole and entice yere ly rent, reserued for the sayd spiritual possessions, & for the sayde other mannours, landes, tenementes, and hereditamentes, therewith also graunted and letten, as by the sayde seuerall leases and grauntes. it maye appeare or be duely proued. And where also dyuers of the sayde rectories, personages, benefices impropriate and other the spyrytuall possessions aforesayd, haue bene heretofore of so long continuance & tyme, dimised, letten, and occupied together, with manours, landes, tenementes, and other hereditamentes, and so ioyntly occupied and bled, that it is to be doubted that some ambiguitie, question, and controuersye maye hereafter ryse and growe, aswell for the diuision, and seuerance of the glebe landes, and other possessions of dyuers of the sayde rectories, and personages, from other the sayde manours, landes, tenementes, and hereditamentes, whiche haue ben ioynded wyth the same, in lease, & occupation, as for the appoynting and ratyng, of the sayd hole and entyre yearly rentes reserued vpon such leases as is aforesayd. For the auoyding of which ambiguities, questions and controuersies, and to the intent a good indifferent rate and appoyntment of the sayd entyre rent may be made accordyng to the quantitie of the sayd spiritual possessions so letten, and that the glebe landes of the sayd rectories & personages, and other the sayde spyrytuall possessions, so letten, with other landes and possessions as is aforesayd, may hereafter be knownen, deuided and bled in seueralty from the other temporal possessions where with they be letten, so that such spiritual persons as shalbe incumbentes or owners of the sayd spyrytuall possessions may haue enioye and receaue the same and other profits & rentes thereof in seueraltye from the other temporal possessions aforesayde, without any interruption or question accordyng to the kynge & quenes Maiesties most gadly intent and meaninge. Be it therfore enacted by thauthozity of this present parliament, that in all cases where the sayd rectories, glebe landes, and spiritual possessions, or any part thereof is lette dimised or graunted with anye of the sayde mannours, landes tenementes or hereditamentes temporal, vnder one rent vndeuided, or where the sayd glebe landes and spyrytuall possessions are not certaynly knownen deuided or seuered from the other temporal possessions therewithall also letten, graunted and occupied seuerall Commissions shalbe from tyme to tyme awarded out of the Courte of the chequer to sixe indifferent personnes, wherof thye to be of the spiritalty

ritualtye & thre to be of the temporallty, geuyng them aucthoritie by vertue of the same, to call befoze them twelue good and indyfferente men inhabytyng withyn the countie, where of euery of them shal haue landes, tenementes, or hereditamentes, of estate of frehold, to the petyly value of fyue pounde at the least, where the saide rectories, glebe landes, and spirituall possessions doe lye, and the same twelue vppon theyz othes, shal indifferently deuyde and seuer by sufficiente metes and bondes, the sayde glebe landes of the sayde rectories, and other spirituall possessions from the other landes and possessions wyth the same letten, and to rate and appoition howe muche petyly rente shal be petyly payde for the saide rectories and other spirituall possessions so letten, and howe much petyly rente shal be payde for the sayde Manours, Landes, Tenementes, or other temporall hereditamentes therewithall letten and graunted, as the same twelue shal vppon their othes & consciences thinke and iudge to be accordyng to the quantitie and value of the thynges soo letten and graunted, and the rating diuision and appoicionyng of the saide entier rente, and the seuerance and diuision as well of the saide glebe landes and spirituall possessions from the other manours landes, tenementes and hereditamentes temporall, as also of the said manours landes tenementes & hereditamentes temporall, from the said glebe landes and spirituall possessions, beyng certified vnder theyz seales and the seales of the sayde commysyoners into the sayde court of Erchequer, shalbe as good and effectuell in the lawe as yf the sayd rate or appoicyment of the sayd rent or the diuision and seuerance of the sayde manours, landes tenementes and hereditamentes, had bene made and done by thauthoritie of this present parlyament, anye lawe, vse, or custome, to the contrary notwithstanding.

CIn Acte for the releefe of the poore.

CThe. v. Chapter.



Of the intent that idle & loytering personnes and balyaunt beggers may be auoyded, and the impotent feble and iaine, whych are the poze in very dede, shoulde be hereafter well prouided for.

Be it enacted by the kinge and quene oure Soueraygne Lorde and Lady, with the assente of the Lordes spirituall & temporall and the commons in this presente Parlyament assembled, & by thauthoritie of the same, & the statute made in the xxi. yere of the late kyng of famous memoire king Henrye the. viii. & also & statute made in the. iii. &. iii. yeres of the reigne of & famous kyng

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kyng Edward the sixt, concerning beggers, vagaboundes, and ydle personnes, and euery article, clause, braunche, sentence, and other thynges conteyned in theym, and in either of theym other then suche thynges as shal be by thys presente acte otherwyle ordeined and prouided for, shal stande, remayne, and be in theyr full force and effecte, and shal be also from henceforth iustly and truely put in executyon according to the true meaning of the said seuerall statutes & either of the.

And further be it enacted by thauthoritie aforesayde, that pearely on some on hollyday in the Christmas in euery cite, borough and towne corporate, the Mayor, Bayliffes, or other heade officers for the tyme beyng, and in euery other parryshe of the contrye the personne, bycare, or curate, and the Churchwardens, hauynge in a regystrer or boke as wel al the names of the inhabytauntes and householders, as also the names of all suche impotent, aged, and nedye personnes as beyng wythin their Citie, Borough, towne corporate, or parryshe, are not hable to lyue of theym selues, nor wyth theyr owne labour, shal openly in the Church and quietly after diuyn service, call the sayde householders and inhabitauntes together, among whome the Mayor or other head offycer and two of the chiefe inhabytauntes in euery suche cite, Boroughes, and Townes corporate, suche as the Mayor or other head offycer shal thinke mete, and the personne vicar or curate and Churchwardens, in euery other parryshe, shal electe nomynate and appoynt pearely two hable personnes or moo, to be gatherers and Collectours of the charytable almose of all the resydue of the people inhabytyng wythin the parryshe, whereof they be chosen Collectours for the releife of the poore, whych Collectours, the + Sonday next after theyr electyon, or the Sonday folowynge yf nede requyre, when the people are at the Church, at diuyn seruyce, shal gentelye aske and demaunde of euery man and woman, what they of theyr charitie wyll be contented to geue weakelye toward the releife of the poore, & the same to be wyitten in the said regystrer or boke, and the sayde gatherers soo beyng elected and chosenne shal iustly gather and truely dystribute the same charytable almose wekelye by them selues or theyr assyngnes, to the sayde poore and impotent persons of the said cities, boroughes, townes, corporate, and parryshes wythout fraude, or couyne, fauour, or affection, and after suche sorte that the moze impotent maye haue the moze helpe, and suche as can get parte of theyr lyuynge to haue the lesse, and by the discretyn of the Collectours to be put in such labour as they be fit and hable to do, but none to go or syt openly a beggynge vpon paine lymitted in the aforesayde estatutes,

Be it also enacted by thauthoritie aforesaide, that no person or personnes so elected nominated, & appointed to be gatherer or gatherers

pers as is aforesayd, shall refuse the sayd office, but shall iustlye & trulye execute the same, by the space of one hole yere next ensynge upon payme to forseyte forty shillings to the almshouse of the poore, to be leued by the churchwardens, where they or he dwelleth of the goodes of the sayd gatherer or gatherers so refusing by distresse.

And further be it enacted by the auctoritie aforesayde, that the sayde gatherers or collectours, shal make their iust accompt, quarter by quarter to the Maiors or chiefe officers of the sayd cities, boroughes, and townes corporate, and in euery parryshe of the countrey to the person vicar, or curate, and churchwardens of the parryshe, at which accompt such of the parryshe as will may be present, & when they go out of their offyce, they shall deliuer or cause to be deliuered forth with vpon thed of their accomptes all suche superplussage of moneye as then shall remaine of their collection vndistributed, to be put in the common chest of the Church, or in some other saue place, to the vse of the poore, at the ouersight and discretion of the Maiours, officers & other before mentioned. And yf the sayde collectours or anye of them do refuse to make theyr sayde accompt within eyght dayes, then the byshoppe of the dioces or the ordinarie of the place, shall haue auctoritie, by vertue of this acte, to compell the sayd person or persons, by cesures of the Church, to make theyr sayde accomptes before suche persones as the sayde Byshoppe or ordinarie shall appoyntee, and to make immediate payment of the summes wherewith by determination of the sayd accompte they shalbe charged.

And be it further enacted by the auctoritie aforesayde, that if any person or persons beyng hable to further this charitable worke do obstinately & frowardly refuse to geue towardes the helpe of the poore or do wylfullye discourage other from so charitable a dede, the person, vicar or curate, and Churchwardens of the parryshe wherein he dwelleth, shall then gently exorte hym or them towardes the releefe of the poore, and yf he or they wyl not so be perswaded, then vpon the certificate of the person, vicar or curate of the parryshe to the Byshoppe of the Dioces or Ordinarie of the place, the same Byshoppe or Ordinarie shall send for hym or theym to induce or perswade hym or theym, by charitable meanes and wayes, to extende theyr charytie as in this acte is well ment and entended, and so accordeinge to discretion, to take order for the charitable reformatiō of euery such obstinate person and for the better mayntenaunce of this charitable worke, it is ordeyned and establisshed by auctoritie aforesayde, that where as the late kyng of famous memoire king Henry the eyght, by his seuerall erectiōs and foundations hath ordeyned and appoynted any summe or sumes of money to thuse of the poore, not beyng taken away other wise by acte of parliament, whether the same be in any Cathedral Church Colledge, or els where, the Byshop of the dioces for the tyme beyng

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shall from tyme to tyme examine how and after what maner þe sayde money is bestowed, and call to accompt the parties which retaine the sayd money so that it may appeare that the same is distributed to the poore, according to the good intent and purpose of the said noble thing that graunted the same.

And be it further enacted by the auctorite aforesayde, yf it shall chaunce any parryshe to haue in it mo poore and impotent folkes not hable to labor, then the sayde parryshe is hable to releue, that then in every such parryshe not standyng in any Citie or towne corporate, two or thye of the chiefe inhabitantes of the same parryshe, and in everye citie and towne corporate, the maior or chiefe officers of the same citie or towne corporate, callinge to them two or thye of the chiefe parryshponers of the same parryshe such as the sayd maior or head officer shall thynke meete, shall certifie vnto the Iustices of peace of the Countrey where the same parryshe is, the number and names of the persos, wyth whiche they be surcharged, and vpon such certifficat the sayd Iustices of the peace in the same countie or two of them, whereof one to be of the Quorum, shall consyder and examine the sayd certifficat, and finding the same true, shall then graunt vnto suche, and as manye of the sayde poore folkes as by theyr discretion they shal thinke good, a sufficiente licence vnder the seale appointed for the limitte, to go abrode to begge, get, and receiue the charitable almes of the inhabitantes of the countrey out of the sayd parryshes, citie and townes so charged, in whiche licence the places townes and parryshes to whiche suche poore folkes are by that licence licensed to resort, shal in the same licence be named limited and appoynted, be it one hundred or moo, in the sayd countrey at the sayd discretion of the same Iustices, and yf any of the sayd poore folkes so licensed shall transgresse the lymittes to them appoynted, and resort to begge at other places, than is in the sayde licence named, the partye so transgressyng and offendyng to be taken for a valiant begger, and punished according to the statute made in the sayd. xxij. yere of kynge Henry the eyght, and his or theyr licence to be taken frome them.

And be it further enacted, that where any of the sayde cyties, boroughes, townes corporate, or parryshe so surcharged, is scituate and standyng in one Countrey or two Counties of this Realme, or scituate and standyng in one, and immediatlye adioynyng to another Countrey of the realme, as the city of Bysol and townes of Ludloo, & Stanfords Stond, that in that cities thesaide Maior, head Officers, and inhabitantes of everye suche Cytye, Borough, Towne corporate and Parryshe, shall make certifficat vnto the Iustices of the sayde Counties adioynyng to the same Cytyes, Boroughes, Townes corporate

porate, and parishes, and the same Justices of the sayde adloynynge Countye or Counties to do, geue lycence, and folowe the order aboue remembred, accordynge as other Justices of the Countyes, in whiche the Parishelurcharged standeth, is lymtted and auctorysed to doo.

And be it also enacted that in all Cities Borowes and Townes corporate, within which be diuers parishes, the Shalior and head officers of euery the same cytyes, borowes and townes corporate, shall consider the state and habilitie of euery suche parish, and yf the same Shalior and officers shall vnderstande by theyr discretion that the parishioners of any one of the sayd parishes is of suche wealth and honour that they haue no pouertie amonges them, or be hable sufficiently to releue the pouertie of the parish where they inhabite and dwel, and also to help and succour pouerty els where further, that then the said Shalior and officers with the assent of two of the most honest and substantial inhabitants of euery such welthy parish, shall consider the nedynesse of thynhabitantes of the other parish or parishes within the same city or towne corporate, and moue enduce and persuaue the parishioners of the welthier parish charitably to contribute sumwhat according to theyr habilitie towarde the wekely reliefe succoure and consolation of the poore and nedye within the other parish or parishes aforesayde, where nedye is.

And be it also enacted that all and euery suche poore folkes as by any suche licence are to be licensed and authorysed to resorte oute of the lymittes liberties and fraunchises of all and euery suche citie, borough and towne corporate, into anye the sayde countyes to begge, get and gather the charitable almes of good people, shall at all tynes when the same goth abroad to begge, weare openlye vpon hym or the bothe on the brest and the backe of hys or theyr bittermost garmente, some notable badg or token to be assigned vnto him by the Shalior or heade officers of the same Cytye, Borough and towne Corporate or parish, with the assent of the Justices of the peace that shall graunte the same licence, vpon payne to be taken for a balyant begger, and to be punished as afoze is remembred, and shall also carye hys lycence wpyth hym vpon lyke payne. This acte to endure to the latter ende of the fyrst session of the next parliament.

Provyded alwayes, and be it further enacted by the authority aforesayde, that this ptesente Acte, nor anye thyng therein concernyd, shall not extende or bee prejudiciall vnto the Shalior, Sheryffes, and Cytyzens of the Cytye of Chester, for or concernynge anye gyfte or graunte of anye annuitie or yearely reute, heretofore made, gyven, or graunted, by the sayde famous Kyng Edward

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Edwarde the sixte, vnto the sayd Maior, Sheriffes, and Citizens of the sayde citie, goynge out of any manours, landes, tenementes, and hereditamentes of the Cathedral church of Chyrlie and our Ladye within the citie of Chester, but that the same Maior, Shyiffes, and citisens shall and maye from henceforth, receaue, vse, and imploie the same churchories, yearely rentes, or profyttes, to suche vles, and ententes, and accordynge to the sayde gyfte of the sayde famous kynge anye thyng in this presente Acte to the contrarpe notwithstandinge.

Provyded alwayes and be it enacted by the auctorite aforesayde, that all and euerye summe and summes of moneye from henceforth to be collected, or gathered within the cytie of London or the liberties of the same by vertue of this acte, shalbe payde ouer to the gouernours of the hospytall called the hospytall of Chyrlies church within the sayde citie of London for the tyme beyng, and shall be by them from tyme to tyme distributed and bestowed for the reliefe of the pore of the sayde Citie, accordynge to theyr wysdomes and dyscretions, anye thyng in thys acte mentioned to the contrarpe notwithstandinge.

In acte agaynst the excessiue takynge of the kynge
and the Quenes Maiesties purueyours.

The fyrte Chapter.



FOR the auoydying of the great annoyauce and hyndraunce commonlye done to the Subiectes of thys realme by purueyours and takers of beues, wethers, Lambes, Calues, all kyndes of grayne, Butter, Chelebakon, all kyndes of pullayne, and to excheue hereafter not onely the great deceypt mynystred and done daily by the sayd purueyours and takers, but also hereby to auance the kinge and Quenes maiesties better seruice in the pmisses, with the contentation of all theyr hyghnes saythfull and mooste obediante subiectes.

Be it therefore enacted by our sayde Soueraygne Lord and Ladye with the assent of the lordes spirytual and temporal, and the commons in this present Parliamente assembled, and by the auctorite of the same, that after the seale of the byrth of our Lorde next ensuyng, euerie suche commission as shalbe made, graunted, and dyrected, to any person or persones, what soeuer whereby the same per-

son or personnes, or theyr deputies shall haue authoritie to take anye Beues, Wethers, Lambes, Calues, or any kynde of salte fysh, or any kynde or kyndes of grayne, or any butter in barrelles or other vessels Cheafe, Bakon, Connyes, Pygges, Geese, Capons, or Hennes, that the same comynssion or commissions, shall not extende or continue aboue the space of fyre monethes at the farthest nexte enselwinge the date of any of the sayde commissions. And after the ende of the saide fyre monethes euerye of the sayde comynssions to be voyde and of no force nor effecte, whatsoeuer wordes, matter or sentences shalbe conteyned or expressed in anye of the same commissions.

And be it further enacted by the auctorite aforesayde, that in all and euery suche commission or commissions to be graunted after the sayde feast of the byrth of our lord, shalbe playnly as well conteined and expressed such county or counties, as any of the sayde beues, wethers, lambes, calves, hogges or swyne, or any kynde of salte fysh, or any kynde or kyndes of grayne, butter, cheafe, bakon, connyes, pygges, geese, capons, or hennes, or any of them, is to be leuied, purueied or taken in, by any of the person or persones or their deputye or deputies so authorisid by the vertue of the sayde commission or commissions, as also the iuste, true, and full proportion and number of all and euery such beues, wethers, lambes, calves, swyne, any kynde of salt fysh, or any kynde or kyndes of grayne, butter in barrelles or other vessels, cheafe, bakon, connyes, pygges, geese, capons and hennes, or any of the as the sayde person or persones theyr deputye or deputies or anye of them shalbe by force and vertue of the said commission or commissions authorisid to leuy take or puruey within any of the sayde countye or counties.

And be it further enacted by the auctorite aforesayde, that to euery such commission or commissions after the sayde byrth of our Lorde to be made graunted and directed as is aforesayde, shalbe annexed so manye blankes in parchment as there shalbe seuerall countyes expressed named and conteyned within the sayde commission or commissions or anye of theim, in the whiche blankes shalbe saye and legible wyrtten all and euerye suche beues, wethers, lambes, calves, swyne, any kynde of salt fysh, or any kynd or kyndes of grain, butter cheafe, bakon, connyes, pygges, geese, capons and hennes, wyth the true and seneral pryses of the same, and euery of them as shalbe leuied gathered and purueied by any person or persons theyr deputie or deputies, or anye of them, as shalbe therunto authorisid by anye suche commission or commissions aforesayde, within anye perticuler towne parryshe or hamlet, let, tynge, and beyng, within anye those countye or counties, as shalbe named, conteyned, and expressed, within the sayd

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commission or commissions, or anye of them wherevnto shall be subscribed the name or sygne manuell of all and euerye suche hyghe constable or constables, petie constable or constables, headborow or headborowes as shalbe by any precepte to him or them directed, by anye person or persons, theyr deputie or deputies, or any of them, aucthorized therevnto by suche commission or commissions to be graunted, as is aforesayde, priue or knowledginge to the deliuerie of the sayde beues, wethers, lambes, calves, any kynde of salte fysh, or anye kynde or kyndes of grayne, butter, cheese, bacon, connies, pigges, geese, capons and hennes, or any of them.

And be it further enacted by thauthortie aforesayde, that euery person or persons theyr deputy or deputies, or any of them which shall be by commission or commissions, hereafter to be graunted as is aforesayde aucthorized to leue take or puruey, anye beues, wethers, lambes, calves, swyne, salte fysh, or anye kynde or kyndes of grayne, butter in barrells or other vesselles, cheese, bacon, connies, pygges, geese capons, and hennes, or anye of theym, as is beforesayde, shall make a dockette or bryfe in wyrtynge, subscribed with his or theyr name or names, conteyning al & euerye suche beues wethers lambes calves swyne kynde of salte fysh, kynde or kyndes of grayne, butter in barrells or other vesselles, cheese, bacon, connyes, pygges, geese, capons, and hennes or any of them, as he or they shall by vertue of the sayd commission or commissions leue, take, or puruey, within any perticuler towne parryshe or hamlette, sette, lvinge and beyng within anye suche countye or counties, as shalbe named conteyned and expessed within the sayde commission or commissions or any of them, and the same docket or dockettes, bryfe or bryfes, saye and legeablye wyrtten and subscribed as is aforesayde, shall well and truelye deliuer to the sayde hyghe constable petie constable, or headborow or one of them, at such present tyme as the sayde beues, wethers, lambes, calves, swyne, salte fysh, kynde or kyndes of grayne, butter, cheese, bacon, connyes, pygges, geese, capons, and hennes, or any of them shalbe deliuered to them or anye of them upon payne of forseynture of C. markes, of lawefull mooney and one yeares imprisonmente as often as he shall so offend. The one moyte of which forseynture to be to the kyng and Quenes Heiries, and the other moytie to hym that wyll sue therfoze in any of the kyng and quenes courte of Recorde, by byll playnt wyrtte information or other wyse, wherein no wager of lawe protection or essoygne to be allowed. All whiche dockettes or bryfes the sayd hyghe constable or constables, petie constable or constables, headborow, or headborowes, shall deliuer ouer to the Justices of peace, at the nexte generall sessions to be holden within anye of the sayde countyes. And that the same

same iustices or two of them maye and shall from tyme to tyme certifie the whole number and content of all and euery the sayd boketes and briefes, to the lord S^rward of the kyng and Quenees mooste honorable householdes, for the tyme being, or to the treasurer and Comptroller of the same, or any of them, or to the treasurer and Comptroller of the kyng and Quenees shippes, yf prouision of any the thynges aforesaid be provided or taken, for the victualling of the nauie, or any of the king or Quenees Maiesties shippes, wherby the seruyng of any of the foresaid Commission or Commissions, and true answering of the same shall fully appeare.

Prourded alwayes and be it enacted by the auctoritie aforesayde, that it shall not be lawfull to any person or persons, their deputie or deputies or any of them, whiche shalbe auctorised by suche commission or commissions hereafter to be graunted as is aforesayd, to leuy, take or purueye any beues, wethers, lambes, calves, any kynde of saltfysh the kynd or kyndes of grayne butter in barrells or other vessels, chease, bacon, connies, pigges, geese, capons, and hennes, or any of them other wyse, or in any other sort and maner, then is in seuerall statutes here tofore for purueyours made or deyned prourded appoynted lymyted and expressed, vpon suche payne and paynes, as in the said seuerall statutes is conteyned and expressed.

And for as much as the good and necessary lawes heretofore made and prouided agaynst the abuses and euill doynges of purueyours are not taken to extend to the vndertakers deputies, & seruantes of any such purueyours, by whome therefore the people of this realme be oftentymes verie vcharitable and vnlawefull ye bled and oppressed.

Be it therefore enacted by the auctoritie of this present parliamēt, that all and euery suche lawes statutes and prouisions as heretofore haue bene made and ordeyned agaynst purueyours, and al and euery the paynes penalties forseynture and losse, conteyned mentioned, or appoynted, in any of the same lawes or statutes agaynst the purueyours and takers or any of them, shall also be extended and executed vpon euery of their vndertakers, deputies, & seruantes. And al other which by colour shall after the fyrste daye of January nexte comyng, take any victuall or any other thing, by vertue or force of any such commission from any the kyng and Quenees Maiesties Subiectes contrary to the tenor and effect of any of the said lawes or statutes, in lyke maner and fourme to all ententes and purposes, as the same lawes and statutes, or any of them, and the paynes and forseyntures therein conteyned, shoulde, myght or ought to be executed and extended agaynst the Purueyours and Takers them selues or anye of them. And as strongly and amplye, as yf the sayde vndertakers, deputies, and seruantes

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traunges were specially and perticulerly recited and named in euery of the same estatutes.

Wherbydd alwayes, and be it enacted by thauthourtie aforesayde for the better execution of this acte, and all other actes concernynge purueyours, that all and enerye commission and commissions that from henceforth shalbe made and graunted vnto any purueiour or purueyours shalbe wyrtten and set furth from tyme to tyme in the Englyshe tounge and not other wyse.

¶ An Acte agaynst the byinge of stolen hoxes.

¶ The seuenth Chapter.



EVER as much as stolen hoxes Mares, and geldings by theues and theryn confederates, be for the most part solde exchaunged geuen or put awaye in houses stables, backesydes and other secrete and pryue places, of markettes and sayres, and the toll also pryuely payed for the same, whereby the true owners thereof, being not hable to trye the falsched and couyne betwixte the byer and seller of suche hoxse, mare, or geldynge, is by the common lawes of thys realme without remedye.

Be it therefore enacted by the aucthoritie of this ppreseute parlyament that the owner, gouernour, ruler, sermour, steward, baylyffe, or cheif keper of euery sayre and market ouerte within this realme, and so petely appoynt and limiete oute one certen and speciall open place within the towne, place, fielde, or circuite, where hoxses, mares, geldynges and Coltes, hath bene and shalbe vbled to be solde, in any sayre or market ouert, in whiche sayde certayne and open place as is aforesayde, there shalbe by the sayd ruler or keper of the sayde sayre or markette, put in and appoynted one sufficient person, or moze to take toll and kepe the same place from tenne of the clocke befoze none vntil son set of euery day of the soresayde sayre and market, vpon payne to lose and forseyt for euery defaulte, fourtye shyllynge, and that euery toll gatherer his deputye or deputies, shall during the tyme of euerye the sayd sayres and markettes, take their due and lawefull tolles, for euerye suche hoxse, mare, gelding, or colte, at the sayd open place to be appoynted as is befozesayde and betwixt the houres of ten of the clocke in the morning and the sonne set of the same day if it be tendered and not at any other tyme or place, and shall haue presentlye befoze him or them at the takynge of the same tollie the parties to the bargayne exchaunge, gyfte, contract, or puttyng awaye of euerye suche hoxse, mare geldinge

geldynge or colte, and also the same horse, mare, geldyng and colte, so solde exchaunged or putte awaye, and shall then wyte or cause to be wytten in a boke to be kept for that purpose, the names, surnames, and dwelling places of all the sayde parties, and the colour with one special marke at the least, of euery such horse, mare geldynge or colte, in payne to forseyte at and for euery defaulte, contrarye to the tenour hereof fortye shyllinges. And the sayde tolle gatherer or keper of the sayd booke, shall wythin one daye nexte after euerye suche saye or market, bynge and deliuer hys sayde boke to the owner, gouernour, ruler, steward, bayliffes, or cheyfe keper of the sayd saye or market, who shall then cause a note to be made of the true number of al horses, mares, geldynges, and coltes solde at the sayde market or saye, and shall there subscribe hys name or set hys marke therevnto. vpon paine to hym that shall make defaulte therein to lose and forseyt for euery defaulte fortye shyllinges, and also to aunswere the party greued, by reason of the same his negligence in euery behalfe.

And be it further enacted by the auctorite aforesayde, that the sale gyfte exchaunge or puttyng awaye after the laste daye of februarye now nexte commynge in any saye or market ouert of anye horse, mare, geldynge, or colte, that is or shalbe the upshelve stolen or feloniously taken awaye from any person or personnes, shall not alter take awaye nor exchaunge the propertie of any person or persons to, or from anye such horse, mare, geldynge, or colte, vnlesse the same horse, mare, geldynge, or colte, shalbe in the tyme of the sayde saye or market, wherein the same shall be solde geuen exchaunged or putte awaye, openly rydden ledde walked driuen or kept standynge, by the space of one houre together at the least, betwete tenne of the clocke in the mornynge and the sunne settinge, in the open place of the saye or market, wherein commonlye horses are commonlye yled to be sold, and not within any house, yarde, backsyde, or other pryue or secrete place, and vnlesse all the partes to the bargayne contracte, gyfte or exchaunge, present in the sayde saye or market, shall also come together and bynge the horse, mare, geldynge or colte, soo solde, exchaunged geuen, or putte awaye to the open place appoynted, for the tolle taker or for the booke keper, where no tolle is due, and there enter, or cause to be entered their names and dwellinges places, in maner as is aforesayde, wyth the coulour or coulers and one special marke at the least of euerye the same horses, mares, geldynges or coltes in the tollers boke, or in the keepers boke for that purpose, where no tolle is due as is aforesayde, and also paye hym their tolle, yf they oughte to paye any, and yf not, then the vyet to geue one peny for the enterie of the names, and executing the other circumstances afoze rehearsed, to hym that shall wyte the same in the sayd boke, and if anye horse, mare

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geldyng or colte, that is or shalbe theupshelp stollen or taken awaye shall after the sayd last daye of februarie nexte commynge, be sold geuen, exchaunged or putte awaye, in anye saye or market, and not vsed in all poyntes accordyng to the tenor and entente of this estatute that then the owner of euery such horse, mare, geldyng or colte, shall and maye by force of this estatute, lease or take againe the saide horse mare, geldyng or colt, or haue any action of detinue or repliue for the same, any sale gyfte exchaunge or puttyng awaye, of anye such horse, mare, geldyng or colt, other then accordyng to thys estatute in anye wyse notwithstandyng, the one halfe of al which forfeitures to be to the kyng and queenes Maiesties, her heyres and Successours, and the other to hym or them, that wyll sue for the same before the Justices of peace, or in any of the king and queenes Maiesties ordynarye courtes of Recorde, by byll, playnt, action of debte, or informatyon, in whiche sutes no protectyon, esoyne or wager of lawe, shall be allowed.

And be it enacted by thauthozitie aforesayde, that the Justices of peace of euery place and countye as wel within liberties as without shall haue authozitie in theyr sessions within the limites of theyr authozitie and commission, to enquire, here and determine, all offences agaynst thys estatute, as they maye do anye other matter tryable before them.

Provyded alwayes, that in euery such saye and markette, where any tolle is nor shalbe due ne leuiable by reason of the fredome libertie or priueledge of the said saye or markette, the keeper or keepers of the boke touchyng the execution of this presente acte, shall take no exact but one penyne vpon and for euery contracte, for hys labour in wrytyng the enterie, concernyng the premisses in maner and forme as is before declared.

¶ An act for the amendyng of
hygh wayes.

¶ The eyght Chapter.



Provyded alwayes, that the amendyng of hyghe wayes beyng notwe bothe very noysome and tedious to trauell in, and daungerous to all passengers and caryages.

Be it enacted by the authozitie of thys presente Parlyament, that the Constables and Churchwardens of euery Parshye within thys Realme, shall perelye vpon the Tweldaye or Wednesdaye in Easter weke, call together a number of the Parochians, and shall then electe and chuse two

two honest persons of the parryshe, to be surueours and orderers for one yeare, of the workes for amendement of the hyghe wayes in their parryshe, leadynge to anye markette towne. the whiche persones shall haue auctorite by vertue hereof, to order and direct the personnes and cariages that shall be appointed for those workes by theyr discretions, & the sayd persones so named shall take vpon them the execution of theyr sayde offices vpon payne euery of them makynge default to forseyte twenty shyllinges. And the saide constables and churchwardens shall then also name and appoint foure dayes, for the amendynge of the sayde wayes befoze the feast of the natiuitie of S. Iohn Baptyst then next folowynge. And shall openly in the church the next sonday after Easter geue knowledge of the same foure dayes, & vpon the said dayes the parochians shall endeuer them selues to thamen- dyng of the sayd wayes, and shall be chargeable therunto as foloweth that is to say, euery person for euery plowlande in tyllage or pasture, that he or she shall occuppe in the same parryshe, and euery other person keepynge there a draught or plow, shall kinde & sende at euerye day and place to be appoynted for thamen- dyng of the waies in that parryshe as is aforesaid, one waine or carte furnished after the custome of the coun- try with oxen, horses, or other cattell, and all other necessaries mete to cary thinges conuenient for that purpose, and also two hable men with the same, vpon payne of euery draught makynge defaulte tenne shyllinges, and euery other housholder and also euery cotiger and la- burer of that parryshe hable to labour and beynge no hyed seruaunt by the yeare, shall by them selues or one sufficient labourer for euery of them vpon euery of the sayd foure dayes, worke and trauell in tha- mendement of the said high wayes vpon payne of euery personne ma- kynge default to lose for euery day. xii. pence. And if the cariages of the parryshe or anye of them shall not be thought nedefull by the superui- sours to be occupied vpon any of the said daies, that then euery such person that should haue sent any such caryage, shall sende to the sayde worke for euery caryage so spared two hable men there to labour for that day vpon payne to lose for euery man not so sent to the said worke twelue pence. And euery person & caryage abouesayde, shall haue and bynng wyth them such shouels, spades, pycke, matockes, and other toles, and instrumentes, as they doo make their owne ditches and fen- ces wythal, and such as be necessarye for theyr said worke. And all the sayd persones and cariages shall do and kepe theyr worke as theyr shall be appoynted by the said superuisors, or one of them, eyghte houres of euery of the sayd dayes, vnlesse theyr shall be otherwyle lycensed by the sayd superuisors or one of them.

And be it enacted by the auctoritie aforesaid, that the Stew- arde and Stewardest of euery lete or lawedye shall therein haue
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ful power and auctoritie, to enquire by the othes of the iurers of al and euery thoffences that shalbe commytted within the lete oꝝ lawe day agaynst euerye poynte, and article of this estatute, and to asseſſe such reasonable fynes, and amercyaментs for the same, as shalbe thought mete by the sayde Steward. And in defaulte of such enquiry oꝝ presentment, the iustices of peace of euery place oꝝ countye shal haue auctoritie to enquire of the same thoffences, which shalbe committed within the limittes of their commission at euery their quarter sessions and to asseſſe such fynes therfore, as they oꝝ two of them, wherof one to be of the Quorum, shal thinke mete. And the steward of euery lete and lawe day shal make estreats endented of al the fines forſeytures, and amerciamentes, for the defaultes presented before him & shal deliuer thone part therof sealed and signed by him to the bailife oꝝ hygge constable of euery hundred rape, lath, oꝝ wapentake, wherin the defaultes shalbe presented & thother halfe to the constable & churchwardens of the parish, wherin the defaultes was made, the same to be yerely deliuered within sixe weekes after the feast of S. Mychell tharchaungell, & the clerke of the peace shal make the lyke estreats indeted of the fynes forſeytures and amerciamentes for the defaultes presented before the Justices of peace and shal seale subscribe & deliuer the same, in lyke soꝛte as is aforesayd, the which estreats & euerye of them shalbe a sufficient warrant to the said bailife oꝝ chefe constable to leuy the sayde amercyaментes, fynes, and forſeytures, by way of distress. And if no sufficient distresse can be founde by the said baylyffe oꝝ heade constable, oꝝ yf the sayde offender shal obstinatellye refuse to paye the said amerciament, fyne, oꝝ forſeyture, and do not paye the same wpyth in twenty daies after a lawefull demaunde of the same by the sayde officer that then euery such person to forſeyte the double somme that he shoulde before haue sayde.

And be it further enacted, that euery of the said bailiffes and head constables shal at the least once euery yere betwixt the fyrste daye of Marche & the last day of Apryll, make a true accompt and payment of al such sommes of money (to the constable & churchwardens of euery paryshe wherin the offences was committed oꝝ to two of them) as he shal haue collected vpon any of the aforesaid estreats, vpon paine to forſeyte for euery tyme he shal not so do. xl. Shyllyngeſ.

And be it enacted by thaurtoꝛitie aforesayde, that all fynes amerciamentes and forſeytures which shalbe due for any offence against the puruey of this estatute shalbe to the churchwardens of euery paryshe wherin thoffences shalbe committed to be bestowed of the high waies in the said paryshes, and the sayde churchwardens shal haue auctoritie to call the sayde baylyfe and heade constable to accompt befoꝛe the Justices of peace oꝝ two of them wherof one to be of the Quorum by

by byl, information or other wyse. The which Iustices shall haue authoritie to take the said account, and to committe, the saide baillyfe or heade constable to prison, there to remayne vntil he shal pay al such arrerages as shalbe adiudged by the said Iustices, & euery of the sayde baylyffes, & head constables vpon their accomptes shall haue allowed for euery pounce he shall collect & pay. viii. pence for hys owne paynes and. xli. pence for the fees of the clerke of the peace or Stewarde of the lete for the treaties endented of euery seuerall parryshe that they shall deliuer as is aforesaid, & the successours of euery churchwardens shall haue the like action of accompt agaynst their predecessours as is before appoynted agaynst the baylyffes. Thys acte to contynue for seuen yeres next after the begynnyng of this parliament. And to the ende of the next parlyament then next folowynge.

In Acte to auoide diuers licenses of houses wherin vnlawefull games be vled.

The. ix. Chapter.



Moste humble besecheth the Quenes moost excellente hyghnes your louyng and obedyente Subiecttes, the commons in this your present parlyamente assembled that where by reason of dyuers sundrye licenses heretofore graunted to diuers persons, aswell wythin the cite of London, and the Suburbes of the same as also in dyuers other places, within your highnes realme, for the hauing maintaynyng, and keepinge of houses, gardens, and places for bowlyng, tenys, dysyng, whyte, and blacke, makynge and marrynge, and other vnlawefull game, prohybited by the lawes and statutes of this realme, diuers and many vnlawefull assemblies, conuenticles sedicions, and conspiracies, haue and bene darlye, secretlye practysed, by ydle and misruled persones, repayryng to such places, of the whyche robberyes and many other misdemeanours, haue ensued to the brech of your hyghnes peace. For remedy tohereof it may please your hyghnes that it may be enacted by youre hyghnes the Lordes spyrytuall and tempozall, and the commons in this presente parlyament assēbled that from and after the feast of the byrth of our lord God then next comynge, euery lycense, placard, or graunte, made to any person or persones, for the haupng maintenaunce, or keepyng of any bowlyng alleis dysing houses, or any other vnlawefull games, prohibited by the lawes and estatutes of thys realme, shalbe from the sayde feast vtterlye voyde and of none effect.

E. ii.

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In acte to take examination of pysoners suspected of any manslaughter or felony. Chapp. x.



Here in the last Parlyament holden at westmynster amongst other thyngs it was enacted, that such Iustices of the peace as haue aucthoritie, to bayle any prisoner brought before them for any manslaughter or felony, before any bailement or maineprise should take examination of the said prisoner & information of the that bying hym of the facts & circumstances thereof, and the same or as much thereof as shalbe material to proue the felony, shal put in writing before they make the same bailement, whych sayd examynation together with the said baylement the said iustices shold certifie at the next generall goale deliuey, to be holden within the limites of their comission, as by the same act moze plainely is contened & may appeare.

And forasmuch as the sayd act doth not extende to suche pysoners as shalbe brought before any iustice of peace for manslaughter or felony & by such iustice shalbe comitted to ward for the suspitio of such manslaughter or felony, & not bailed, in whiche case examination of suche prisoner & of such as shal bying him, is as necessary or rather moze then where such prisoner shalbe let to bayle or maineprise. ¶ Be it therfore enacted by thaucthoritie of this present parlyamente, that from hence forth such iustices or iustice before whō any person shalbe broughte for manslaughter or felony, or for suspicion therof, before he or they shal comit or send such prisoner to ward shal take the examination of such prisoner & informatio of those that bying him of the fact & circumstance thereof, & the same or asmuch thereof as shalbe materiall to proue the felony, shal put in writing within ii. dayes after the sayd examinatyon and the same shal certify in such maner & forme & at such tyme as they should & ought to do yf such prisoner so comitted or sent to warde had bene bayled or let to maineprise, vpon such paine as the sayde former act is limited & appoynted for not taking, or not certifying such examynations as in the said former act is expressed. ¶ And be it further enacted that the said iustices shall haue aucthoritie by this act to bind al such by recognisaunce or obligation, as do declare anye thinge material to proue the sayd manslaughter or felony agaynst such prisoner as shalbe so comitted to ward to appere at the next general goale deliuey to be holden within the county, citie, or towne corporate, where the trial of the said manslaughter or felony shalbe, then & there to geneuidence agaynst the partye, and that the sayd iustices shal certify the sayd bandes taken before then in lyke maner, as they shuld & ought to certifye the bandes mentioned in the said former act, vpon the paine as in the sayd former acte is mentioned for not certifyinge suche bandes, as by the sayd former acte is limited and appoynted to be certified.

An acte touchyng weauers.

The eleuenth Chapter.



As muche as the weauers of thys Realme, haue as well at this present parlyamente, as at dyuerse other tymes, complayned that the ryche and welthy clothiers do many wayes oppresse them, some by settyuge bp, and keping in their houses, dyuerse loomes, and keping and maintenyng them by Forneie men and persons vnkyfull, to the decaye of a great number of artificers, which were brought bp in the sayd science of weauynge, their samplres and householde, some by ingrossynge of loomes into their handes and possession, and lettynge them out at such vnreasonable rentes, as the poore artyscers are not hable to mayntayne them selues, much lesse theyr wyues samplre and chyldren, some also by grynge much lesse wages and hyer, for the weauynge and workemanshpype of clothes, then in tymes paste they dyd, whereby they are enforced vtterlye to forsake theyr arte and occupation where in they haue ben brought bp.

It is therfore for remedye of the premisses, and for thaduoidyng of a great number of inconueniences whych may growe (yf in time it be not forlone) ordeined establisshed and enacted, by auctoritie of this present parliament, that no person vsing the seate or mistery of clothe makynge and dwelling out of a citie, borough, market towne or corporate towne, shall from the feast of Saynt Michell tharchaungel, now next ensuyng, kepe, reterne or haue in his or their house or possession anye more or aboute one wollen loome at one tyme, nor shall by anye meanes directly or indifferentlye receiue or take any maner profitte gaine or commodiditie by lettynge or settynge any loome or anye house wherin any loome is or shalbe vsed & occupied, which shalbe togethers by him set or let vpon paine of forfeyture for euery weke that any person shall do contrary to the tenor and true meanyng hereof. xx.s.

And be it further ordeyned and enacted by like auctoritie, that no wollen weauer vsynge or exercysing the seate or mistery of weuynge and dwelling out of citie borough market towne or towne corporate shall after the sayde feast haue, or kepe at one tyme aboute the number of two wollen loomes, or receiue any profit gaine or commoditie directly or indirectlye as is aforesayd, by any more then two loomes at one tyme vpon payne to forfeyte for euery weke that any person shall offend or do to the contrary, xx.s. And it is further ordeined & enacted by lyke auctoritie that no person which shall after the sayd feast be exercyse or occupy onely the seate or mistery of a weauer, and not clothmakynge shall durynge the time that he shall vse the seate or mistery of a weauer, kepe or haue any tuckynge mylle, or shall vse or exercyse the seate or mystery of a tucker, fuller or dyer, vpon payne to forfeyte for euery weke that he shall so do, xx.s.

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And it is further ordeyned and enacted by like auctorite that no person which after the sayde feast shall vse exercise or occupie the seate or mistery of a tucker, or fuller, shall during the time that he shall vse the said seate or mistery, kepe or haue any loome in his house or possession or shall directly or indirectly take any proffyt or commoditie by the same, vpon payne to forfeit for euery weke twentye shyllynges. And it is further ordeyned and enacted by lyke auctorite, that no person whatsoeuer which heretofore hath not vsed or exercised the seate mistery or arte of such cloth making, shall after the said feast, make or weaue or cause to be made or wouen any kind of brode whyte woollen clothes, but onely in a citie borough towne corporate or markette towne, or ells in such place or places where such clothes haue ben vsed to be commonly made, by the space of ten peares next befoze the makinge of thys acte, vpon payne of forfeiture for euery cloth otherwise made fyue poundes.

Ordeyned alwayes and be it further enacted by the auctorite aforesayd, that it shall not be lawefull to anye person or persones beyng a weauer, or that doth or shall vse the arte or mistery of a weauer or weauing, dwelleth out of a citie, borough towne corporate or markette towne, to haue in hys and their seruice anye moze or above the number of two appyntices at one tyme, vpon paine to forfeitte for euery tyme that he shall offende or doo contrarie to this branch, or article, the summe of tenne poundes. And further be it enacted by the auctorite aforesayd that it shall not be lawefull to or for any persō or persons, to sette by the arte or mistery of weauinge after the sayde feast of Saint Michael onelesse the same person or persons so setting by the same arte or mistery of weauyng haue bene appyntyce to the same arte or mistery or exercised the same by the space of Seue yeres at the least vpon paine of twenty poundes, to be forfeited to the king and Quenes Maiesties her graces heyres or Successours. The one moite of all which forfeitures shalbe to the kyng and Quenes highnesse her heires and Successours. And the other moyte to him or the that wyl sue for the same in any court of record, by action of debt, byll playnt, or information, wherin no wager of lawe esoygne or protection shalbe admitted or allowed for the defendaunt.

Ordeyned alwayes and be it enacted by the auctorite aforesayd, that thys acte nor any thing therein conteyned, shall in any wise extende or be prejudiciall to anye person or persons, that doth or shall dwel in the counties of Yorke, Cumberlande, Northumberland and Westmerlande, but that they and euery of them shall and may haue & kepe loomes in their howses, and do & exercise al and euery thinge & thynges, for or concernyng spynnyng, weauynge, clothwoynge and clothmaking in the sayd countie as they or any of them might haue done or exercised lawfully before the makinge of this estatute, any thing conteyned

contained in thys estatute to the cōtrary in any wise notwithstanding.

An acte for the biewing and sealing of clothes commonlpe
called Brydgewater.

The twelste Chapter.



Here befoze thys tyme, the bozoughes and towne of
Brydgewater Taunton and Charde in the Countye
of Sommerfetshire haue bene well and substancye
inhabytred occupied mainteined and bpholder, for the
most part by reason of the makynge of wollen Cloths,
commonly called Brydgewater Taunton & Charde
Clothes which in tymes past were much despyed aswell beyonde the
Seas, as in thys realme of Englande, and thereby the inhabytates
and poze people of the sayd bozowes and towne, and of the countye
there aboutes were dayly set on worke, and had sufficient liuyng, by
the same, and where also the sayd towne in tymes past were of gret
foyce and strength, to serue the kyng and Quenes highnes progeny-
tours and auncesters, kinges of this realme. forasmuch as of late di-
uerse persones inhabytynge and dwellyng in the villages hamlettes
and smale towne of husbandry in the sayd county of Summersette
whych were neuer pyntices or skylful in makynge of the sayd clothes
aswel for their priuate wealthes and comodities, as also because they
would be out of deuere serche of their clothes to be made accordynge
to the statute therfore pꝛouided, not regarding the maintenaunce of
the sayd bozowe and towne, nor the common wealth of the handye
craftes men and other poze people, which chesely had there lyuynge
and sustenaunce by makynge of the sayde clothe, haue of late dayes
exercised bled and occupied the miseries of cloth making, weauynge
fullinge and sherynge within their houses, and haue so deceiptfullye
made wrought and stretched the sayd clothes, to the infamy and flaū-
der of cloth makynge in such sorte and maner that not onely the same
sortes of clothes ar growen out of estimation, but also the said towne
are in great decay ruine and depopulation.

for remedye wherof be it enacted by thauthozitie of thys pre-
snt parlyament, that no person whatsoeuer inhabytynge, or whych shall
hereafter inhabite within the sayde County shall after the feast of the
Purification of our Lady next comynge commonly called Candel-
mas, put to sale any kynde of such clothes as is aforesaid, or clothes of
lyke nature makynge and sorte, made or to be made wythin the sayde
countye, except such cloth be fyrst biewed serched and sene in one of
bozoughes or towne aforesaid, whether the same be perfectelye and

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truelly made accoꝝdyng to the statute, and also that the same be sealed with the Seale of one of the sayde Borowes oꝝ townes in suche soꝝte maner and fourme, as in the statute made in the. v. yeare of the reign of our late soueraygne Loꝝde kyng Edward the. vi. intyuled an act foꝝ the true making of wollen cloth, is foꝝ sealyng of clothes, pꝛouided and enacted, vpon paine that euery person offendyng oꝝ doyng cōtraꝝyeto the true meanyng of this acte, shall foꝝfeyt the cloth solde oꝝ the balewe therof, the moyte of al whych foꝝfeitures shall be to our Soueraygne Lord and Lady the king and Quenes Maiesties, the heires and Successours of the quenes Maiestie, and the other halfe to hym oꝝ them that wyl sue foꝝ the same in anye of the kyng and Quenes Maiesties court of recoꝝde, her heires and Successours, wherein no esopꝛyue pꝛotectiō oꝝ wager of lawe shall be admitted oꝝ allowed.

An acte foꝝ the inhabitauntes of Halysfax touchinge the
beyng of woulles.

The. xiii. Chapter.



Fas much as the Barsh of Halysfax and other places therevnto adioyning, beyng planted in the greete wastes and mooꝝes where the fertilitye of ground is not apte to byng foꝝth any coꝝne, noꝝ good grasse but in reare places, and by exceedyng and great industrye of thynhabytauntes. And the same inhabytauntes altogether do lyue by clothmakynge, and the great part of them nether getteth coꝝne, noꝝ is hable to kepe a hoꝝse to cary wolles, noꝝ yet to bie much wolle at-once, but hath euer bled onely to repayꝛe to the towne of Halysfax and some other nighe thervnto, and ther to bye vpon the woldꝝpꝛuer some a stone, some two & some thꝛee oꝝ foure, accoꝝdyng to their habilitie, and to cary the same to their houses some thꝛee, four, v. and syxe myles of, vpon their heddes and backes, and soo to make and conuert the same eithꝛ into yarne, oꝝ clothe, and to sel the same, and so to buye moꝝe wolle of the woldꝝpꝛuer, by meanes of which industrye the barreyne groundes in those partes be nowe much inhabytēd and aboue syue hundred householdes there newly encreased within these forty yeaꝛes past, whych nowe are lyke to be vndone and dꝛyuen to beggery, by reason of the late estatute made, that taketh a way ꝑ woldꝝpꝛuer, so that they can not nowe haue their wolle by such smal poꝛciōs as they were wonte to haue, and that also they are not hable to kepe any hoꝝses wherby to ryde oꝝ sette their wolles further from them in other places onles some remedye maye be pꝛouided. foꝝ the remēdye wherof be it enacted by the kyng and Quenes Maiesties,
by

by the lordes spirituall and tempozal, & commons in this present parliament, & by thauethoritie of the same, that fro henceforth, it shalbe lawfull to any person or persons inhabiting within the paryshe of Halifaxe to bye any wolles or wolles, at such times as the clothiers may ble the same, other wise then by engrossing & forskalling, so that the persons so bying the same, do cary or cause to be caried & said wolles so boughte by them, to the towne of Halifaxe, & there to sel the same to such poore folkes of that & other paryshes adioynnyng, as shall worke the same in cloth of yarne (to their knowledg) & not to the rich & welthy clothier nor to any other to sell agayne, and if ether the said woldziuer shal sell his sayd wolles at any other place forth of the said towne of Halifaxe or if any such shal by theyr wolles at Halifaxe, shal sel theyr wolles that they bought again vnwrought in yarne or cloth that then euery such offender to lose & forseyt the double value of the woll so solde or vttered, & one moyte thereof to be to the king & quenes maiesties, her heires & successours kinges of this realme, & thother moyte to him or them that wil sue for the same in any of the king & quenes maiesties courtes of recozde, or befoze the iustices of peace in theyr sessions, who by vertue hereof in theyr open sessions shal haue auctozitie vpon information, to hear & determyne the same and to make processe agaynst the offenders as in any other case to be determined befoze them.

CAn acte for the reedefying of foure mylles nere the citie of Hereforde.

Cap. xiiii.



Shewen vnto your maiesties youre humble suppliantes, the Deane & chapter of the cathedral church in the citie of Hereforde, and also the maior & comminalty of the saide Citie, that where vntill the .xix. yere of the raygne of the late kyng of famous memory kyng Henry the .viii. the deane & chappter of the sayd cathedral church the being were leased in their demean as of fee, as in the right of the said church of & in two cozne milles & two fulling milles set vpon the ryuer of Wye, wthin one quarter of a mile of the said citie, w the water coming to & goyng fro the said milles & also with a wear vpon the same riuer the belonging to the said milles, which milles time oute of mynd were & haue bene so beneficial for thinhabytantes of & said citie that thereby clothmakynge was there greatly encreased, & very much people there inhabytyng set on worke, as weauers, fullers, walkers, spynners, & carders, wherby the said citie was wel occupied, and the inhabitantes therof the very welthy and riche, and so continued vntill the said .xix. yere of the said late king Henry the .viii. at which time by wrongfull suggestion made to the said late king, vpon malice born to & said deane & chapter, & by a priuate letter fro the said late kyng by synester meanes obteyned, al the said four milles wer throwe down & destroyed, by reaso wherof & clothmaking in & said citie vtterly celled and

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And thereby the same citie hath runne in suche extreme ruyne and decaye, that the people there inhabitynge (who befoze that tyme were there well occupped in the mysteries afozefayde) are now not able for lacke or worke to get theyr owne liuing to theyr vtter impouerishing and defacing of the sayd citie, which is now so filled wth such number of poore, as maye not be releued there, onlesse clothemakynge be there set furthe and maynteyned as it was befoze, whyche greatelye shoulde encrease agayne. yf the sayde foure mylles, or other for them, were reedifyed and buylded.

It maye therefore please youre maiesties, that it maye be enacted by your maiesties, the lordes spirituall and tempozall, and the comons in this present parliament assembled, and by thauthozitie of the same that at any time hereafter it shalbe lawefull to the said deane & chappiter of the sayde cathedral churche of Hereforde for the time beinge, or theyr fermours or assignes, to buylde, reedify, and set vp, or cause to be buylde, reedified, and sette vp of newe, in the places where the said mylles were buylded, or as nere to the sayde places as conuenientlye maye be, so it be vpon the soyle or grounde of the sayd deane and chapter, foure other sufficient milles, that is to say, two corne milles, and two fullyng milles. And that from the tyme that the sayd four milles in forme afozefayde, shalbe sufficiently buylded and set vpp, the sayd deane and chapter and their successours, shal and maye be sealed of the sayd milles, and of the water comminge to & goyng from the said mylles, and of the fyshynge in the same water, and the wayes and pathes leadynge to the same mylles, and of the sayd weare of such estate as the sayd deane and chapter then beyng, at the tyme that the sayde milles or any of them, were thowen downe or destroyed, were sealed of the said other milles, and of the sayde waters, fyshynges, waies pathes, and weare, belongynge to the said foure mylles or any of them. And it maye be further enacted by thauthozitie afozefayde that the sayd deane & chapter of the said cathedral churche for the time beinge theyr fermours or assignes, shal haue time to build and set vp or cause to be buylde & set vp, the said foure milles in maner and fourme afoze sayd, within the space of eyght yeares next after the first daye of this present parliament. Sauing vnto al a euery person and personnes bodies politike and corporate their heires and successours, other then the said deane and chapter and their successours, all suche ryghtes, statutes tytles, and interestes, which they or any of them had or ought to haue of and in the premises, or any of them, befoze the sayde mylles were thowen downe and destroyed, in suche maner and forme as though this acte had neuer bene had or made.

CAn acte that puruepours shal not take victuals within fiue myles of Cambridge and Oxforde.

The. xv. Chapt.
Humble



Wherby sue to your Maiesties, the societies, Colleges and compaynes, of youre true and faythfull subiectes, and dayly orators the scholars and studentes of bothe your maiesties vniuersities, Cambrydge and Oxforde that wher it hath bene accustomed tyme out of mynd that both the sayd markette towne of Cambrydge & Oxforde, wherein the said two vniuersities be sette, and the circuit of fye myles next adioynnyng, hath bene fre from any charge or molestation of any common takers, or purueyours for byctuall whereby the sayd markettes, were more plentifully serued wpth byctual, and the poore estate of a great multytude of scholars, haupng berye bare and small sustentation thereby releued, and now by the meanes that contrarye to the same laudable custome, diuerse purueyours & takers haue of late excessyuelly frequented the sayd markettes, and there by giuen occasyon to make the byctelles both moze skant and muche dearer, to a notozious decaye of schollers, whych also dayly in this greate detth is like to encrease and be moze lamentable, to the hinderaunce of gods serurce, the dysloner of the realme, the discomfort of all good and holy men, louyng learning and vertue.

It maye therfore please youre Maiesties of your great pytye and aboundaunt fauor and loue towards your sayde two vniuersities, beyng the berye two onelye houses of good learnynge in thys realme, with the assent of the Lordes spyrytuall and tempozall, and the commons, in thys present parlyamente assembled, and by the auctoritie of the same, to enacte, ordeyne and establishe, that from henceforth no maner of purueyor, taker, bager, loader, or other mynyster, may or shall take or bargayne for anye kynde of byctual or grayne, in any of the sayde markettes or towne of Cambrydge, and the Citie of Oxforde, nor shall take or bargayne for anye byctual within the compasse of fyue myles thereto adioynnyng wythoute the consent agremente or good wyll of the owner or owners, nether shall attempte to carye take awaye or bargayne for anye maner of grayne, or other byctual, bought or prouyded within the saide space of fyue myles by anye common mynyster, of anye Colledge, hostell, or hall to be spent within anye of the sayde Colledges, hosteles or halles, vpon payne of the forfeyture of the quadrupell value, of anye suche maner grayne, or byctual soo taken or bargayned for, in anye of the sayde markettes, or within the sayde space of fyue myles, agaynste the wyll of the owners, as is abovesayde, or attempted to be takenne carryed awaye or bargayned for beyng prouyded as is abovesayde, for to be spent in anye the Colledges hostelles, or halles. And further shall suffer imprisonment for the space of thre monethes wythoute baile or mayntenaunce, and that the Chauncellour or byrchancellour or his

Commis-

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Commyssary for the tyme beyng, in either of the sayde vniuersityes, with two Iustices of peace, of the Countye, wherein the sayde vniuersityes be sette, shall haue full power by aucthoritye of thys acte, to en- quyre by the othes of. xii. men, of and vpon the defaultes and offences committed contrary to the tenor thereof, and to see due punishment and reformation thereof in forme aforesaide, from tyme to tyme, the one halfe of whych foresayd forseyntures to be to the common treasure of eyther the saide vniuersities respectiuelye to the faulte commytted agaynst this their priuelege, the other halfe to the partie that wyl sue for the same by action of debte, byl, playnt or otherwyle in any Court of recoorde, or before the foresayd Chauncellour his vicechauncelloure or Commyssarye for the tyme beyng, and two iustices of peace, as is before expressed.

Provyded that thys acte shall not be put in execution at anye time or times, whensoever your Maiesties, or the heires or Successours of youre maiestie our Soueraigne Ladye, shall please to come to anye of both the said vniuersities or within seauen myles of eyther of the but shalbe in suspence during that time onely and not longer.

Provyded alwayes and be it enacted by the aucthoritie aforesaid, that thys acte or anye thinge therein conteyned, shall not in anye wise be prejudiciall or hurtfull, to the Mayre Baylyffes, and commynalty, of the Citie of Oxforde, nor to the Mayre and commynaltye of the towne of Cambrydge, or to their successours, for and concerning anye of their liberties, or priueleges, but that they and euery of them and their successours, respectiuelye, maye haue and vse the same, in such maner and fourme, as they or any of the might or ought to haue done before the makynge of thys acte, anye thing in this act contained to the contrary notwithstanding.

¶ In acte touchyng watermen and barge
men vpon the ryuer of
Chamuse.

¶ The. xvi. Chapter.



Here as heretofore for lacke of good gouernemente and de we order, amongst wherymenne, and watermen, exercysynge, vsynge and occupyinge rowynge vpon the ryuer of Chamuse, there hath dyuerse and manye misfortunes, and myschaunces happened and chaunced of late yeres past, to a great number of the kynge and quenes Subiectes, as well to the nobilitie, as to other the common people, that haue passed and repassed, and bene carped by water

water by reason of the rude ignorant and vnkylfull number of watermen, which for the most parte bene maisterlesse men, and syngle men of all kynodes of occupations, and faculties, which doo worke at theyr owne handes. And many boyes being of smale age, and of litle skyll, and being persones out of the rule and obedience of any honest mayster, and gonernour, and do for the most part of theyr tyme vse bycrynge and cardynge, and other vnlawefull games, to the greate & euyl example of other such lyke, and agaynst the Common wealth, of this Realme. And all which said euil and ignoraunt persones in the tyme of prestynge by commission, for the seruice of the kyng and quenes most royal maiesties, vppon the Sea, for that they haue no knowen place of abydynge, do for the most part absent and conueye themselves into the Country, and other secret places, practising ther robberyes, and felonies, and other euyl detestable factes, to the greate annoyauce of the common wealth. And so after the said commissyon of prestynge ended, oft tymes the said euil persones do repayre againe to their former trade of rowynge, coulourynge their euill dedes, & also diuers of them being very ignoraunt for lacke of conuenient time of learnynge & exercise, in þ which they might obtaine suffyciente knowledge of their occupation do oft tymes presume and enterpryce to receyue dyuerse of oure sayde Soueraygne lord and ladye the kyng and quenes Maiesties lounge subiectes, into theyr botes and whyrres, and do cary and conuey theyr sayde Subiectes, from place to place by water vpon the sayde ryuer of Chamys, wherby diuers persones haue bene robbed and spoiled of theyr goodes, & also drowned. And for and by the occasion aforesayd, be dayly put in feare & peryll of theyr lyues, the which is very lamentable & not to be permitted or suffered in any common wealth. And by reason also that a greet number, and the most part of the whyrres, and botes, now occupied and vsed, and of late tyme made for rowynge vpon the sayd ryuer, benne made soo lytle and smale in portyon, and so streight and narrowe, in the bothome, varyng much from the olde substantiall sorte, and sure makynge of botes & whiries which was vsed before the space of .xx. yers last past, in so much as the most part of the botes & whiries vsed at this daye bene so shallowe and cyle þ therby great peryll & danger of drowning hath many tymes ensued and dayly is lyke to ensue onles some spedye remedy, be herein had and prouyded.

For reformation wherof, be it enacted by the kyng and Quenes Maiesties the lordes Spirituall and Temporal and the Commons in this present Parlyament assembled, and by the auctoritie of the same. That there shalbe perely appoynted, chosen, & elected by the Maior and court of Aldermen, of the cite of London, for þ tyme
J. i. beyng

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beyng the number of eyght persons, of the most wise discret and best sorte of watermen beyng householders, and occuppyng as watermen vpon the sayd ryuer betwene grauesend and windsoze, whiche election shalbe yerely at the fyrst courte of aldermen, to be holden wyth in the sayd citie next after the first daye of March, & the same eyght persons so elected shalbe named & called the ouerseers, and rulers, of all the whyppment & watermē, that from & after the said first daye of March shall vse occupye or exercise any rowyng vpon the said riuer of Champse, betwixt Grauesend and Wyndsoze aforesayde whiche sayd ouerseers and rulers, shal kepe and maintaine good ordre and obedience, amongest the sayd watermen accordyng to the true meaning of thys present acte.

And also be it further enacted by the aucthoritie aforesaid, that after the feast of Pentecost next comyng no person nor persons where two watermen and not aboue the number of two shal rowe together in one bote or whypp, in any place or places betwixt Grauesende, & Wyndsoze aforesaid shal presume or enterpryse to receiue or take any person or persons into his or theys bote or wherie, to the intent to cari or conuey hym or them therein onles one of the same two watermē haue bene to, the most part exercised and vsed in rowinge vpon the said ryuer of Champse by the space of two hole yeres, before h̄ time. And that also one of the same two watermen at the least be duly admitted and allowed by the same eyght ouerseers and rulers, or the most part of them by writing vnder theys knowne seale to be a sufficient and hable watermen, vpon payne that euery person & persons presumyng or offending contrary to the true meaning of this present acte, shall by the sayd eyght ouerseers or rulers be comypted to prison in one of the Counters of the citie of London, ther to remaine by the space of one moneth, or lesse as the offence shall requyre.

And also be it further enacted that no person nor persones beyng single men not keepyng house should and not reteined, shal from and after the said feast of Pentecost next comyng vse or exercise to rowe betwene Grauesend and Wyndsoze aforesaid, onles he or they be prentise or prentiss, or in seruice retayned with a mayster by the hole yere at the least vpon payne of lyke imprisonment.

And also be it further enacted that the Lorde Mayor of London and the Aldermen of the same Citie, and the Iustices of peace, with in the shyres next adioyning to the sayd ryuer of Champse, euery of them with in theys seuerall iurisdiccions and aucthorities shall haue full power and aucthoritie by vertue of this present acte, vpon complaint made to them or any of them by the said ouerseers and rulers or two of them, or the mayster or maysters of any such letuants not onelye

onely to examine, here and determine al complayntes, and offences to be done or committed by any such person or personnes, that shall offend contrary to the trewe meaninge of this presente acte, and to set at large ail and euery such person & persons, as shall fortune to be imprysoned by the sayd ouerseers and rulers according to thys acte yf iust cause shall appeare vnto them so to do. But also by theyr good discretions and wisdom to punyssh correcte, and refozme, the sayd Querseers and Rulers, and euerye of them that shall vniustelye or wythout good cause or grounde punyssh anye personne or persons, by couloure of thys presente Acte, or anye thyng therein conteyned.

And be it further enacted by thauctoiztie aforesaide, that yf anye person or persons whatsoeuer from hencforth do or shall make any whyppe or bote, to the entent commonlye to vse rowing and caryng people vpon the said riuer of Champe, which shal not be xxi. fote & a halfe in length, and foure fote and a halfe bode in the midshippe, or which shall not be substancially and wel hable and sufficient to cary two persons on one side right, according to the olde quantitie, scantlyng, thychenes of bode, goodnes, and good proportion, heretofore had, and vsed, that then the same bote or botes, so beynge made contrarie to the proportion and sorte before expressed, shall be taken as forseyte, and shalbe forseyte, the one halfe thereof to the kynge and Quenes Maiesties, our sayd soueraygne lord and ladies vse, and to the vse of the heyres and successours of the quenes maiestie. And the other halfe to hym or theym that wyl sue for the same, in anye of the kyng and quenes maiesties courtes of Record, by action of Detinue Byll, Playnt, Information, or otherwysse, wherein noo wager of lawe esseygne, protection, or iniunction, shall be allowed for the desendaunt.

And be it further enacted that yf any person or persons, which from and after the sayd feast, shall vse and exerceise the occupation of rowyng betwixt Grauesend and Wyndesore aforesayd, whiche in the tyme of the execution of any Commission of prestynge, that shall be hadde for the settyce of the kynge and Quenes Maiesties, and the heyres and Successours of the quenes Maiestie, in their affaires, shall wyllynglye, voluntarylye, and obstatellye, wythdrawe, hyde, or conueye hym or them selues, in the same tyme of prestynge into secrete places, and oute corners, and after when suche tyme of prestynge is ouerpasse shall retorne and come agayne to the sayd riuer of Champe, to rowe betwixt grauesend and Wyndesore aforesayd, & that duely proued by two indifferent wytnes, befoze the said maior & court of aldermen, or Iustices of the peace & two of the sayd rulers, that then he or they so doyng & offendyng, shal suffer impris-

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by the space of two wekes, and be banyshe any moze to rowe from thenceforth vpon the sayd ryuer of Chamys, by the space of one hole yere and a daye, then next folowynge.

And be it further enacted, that it shalbe lawefull to the said. viii. rulers for the time being, & their successors fro time to time to couent and cal befoze them at some conuenient place, by them to be appointed, all and euery such person and persons, which from and after the sayd feast of Pentecoste, shall occupy and vse the sayde trade and occupation of rowynge betwixt Grauesende and Wyndesore aforesayd and shall enter and register the name and names of them, and euery of them that shall be by them allowed or admytted for watermen to rowe betwixt Grauesende and Wyndesore aforesayd, in a booke to be made for the same intent and purpose, and to take such further order and direction therein, with euerye the sayde parties, by the auctorite of this present act, as it shall seme mete and necessary by the discretion of the said ouerseers, and rulers, for the time being. And also that the said ouerseers, and rulers, shall and may by thauctoryte of this act, ouerseer, bytwe, and surueye, at al and euery time and times hereafter, al maner botes and whyppes, that shal from & after þ sayd feast be made, befoze the sayd bote or botes, whyppe or whyppes, be lanchyd out of the yarde or ground wherein the same bote or botes whypp or whyppes, shal fortune to be made, into the said riuer of Thames, to the intent that they and euery of the may be made & prepared in such maner and forme, and accor dyng to the goodnes proportion and quantitie, in this present act befoze limited and expessed.

And be it further enacted by thauctorytie aforesayd that yf anye person or persons, which at any tyme hereafter shalbe elected or chosen to be a ruler or ouerseer, as befoze is expessed do happē negligētly to vse & exercyse, hys or theyr rowme or place, or þ wyl obstinately refuse to take vpon hym or them, the rowme or rowmes, place or places, of any the sayd ouerseers or rulers, that then all, and euery suche offender or offenders so offendynge, shal lose and forsayte the summe of fyue poundes of lawfull mony of England. The one halfe wherof shalbe to our sayd soueraygne lord and lady the kynge and Quenes maiesties vse, and to thuse of the heyres and successors of þ Quenes maiestie, and thother halfe to hym or them, that wyl sue for the same in any of the kyng and quenes maiesties courtes of record, by action of debt, or by any other the wayes or meanes aboue specified, wherin no wager of lawe, esoyne, protection, or inuinction, shalbe admytted or allowed, for the defendaunt or defendantes.

And be it further enacted by thauctorytie aforesayd, that the said maior and court of aldermen of the said cite of London, for the time beyng, shal from tyme to tyme at theyr discretions limit, set, & asseesse the

assesse the pyce and pyces, and summes of money that euery persō or persons so aucthorised to rotwe as is aforesayd betwext Grauesend & Wyndesore aforesayd shall take for his or theyr laboure, or far frō place to place particulerly betwixt Grauesende and Wyndesore aforesayd, and the same pyces and assessementes to be set, shall bypnyng or cause to be broughte to the pryuy Counsell of our soueraygne lord and Ladye the kyng and quene to be viewed and sene by some of the sayd pryuy counsell, and after that the sayde assessementes and pyces, shalbe sygned and subscribed with the handes of two of the sayde pryuy counsell at the leaste, the sayd Mayor and courte of Aldermen for the tyme beinge shall cause the sayd pyces and assessementes to be wrytten and set vp in tables in the Gyulde hall, in the cytye of London, Westminster hall, and elsewhere, where the sayde Mayor and courte of Aldermen shall thynke conuenient. And euerye person & persons that shall take for hys or theyr fare or laboure aboue the pyces that shalbe assessed, byewed, wrytten, and set vp in fourme aforesaid, shal forsayte for euerye such offence forty shyllinges, and also shall suffer imprisonment by one halfe yere, the one moite of the said forseynture to be to the kyng and Quenes maiesties, theyr heires and Successours, and thother moitie thereof, to him or them that will sue for the same in anye of the kyng and Quenes maiesties courtes of record, by action of debte, or by any other the wayes or meanes aboue specified, wherein no wager of lawe, essoigne, protection, or iniunction, shalbe admitted or allowed for the defendaunt or defendantes.

And be it further enacted by thaurtoxytie aforesayd that no persō nor persons occuppyng or vsyng any Westerne barge, shall reteyne, take, or receyue into his or theyr seruice, any single person, not keepyng house or housholde, but onelye suche as shall be retayned wyth hym or them by the hole yere and no housholder, but suche as he or they wyll and shall aunswer for, for hys or theyr good behauior, vpon paine of forseynture for euery such offence forty shyllinges, the one moitie thereof to be to the kyng and Quenes Maiesties, her heires and successours and the other moitie thereof to him or them that will sue for the same in any of the kyng and quenes courtes of Recorde by action of debte, or by any other the wayes or meanes aboue specified, wherein no wager of lawe essoyne, protection, or iniunction, shalbe admittred or allowed for the defendaunt or defendantes.

In acteto take away the benefyte of clergye from Benet Smyth for the murder of Rufforde.

The. xviij. Chapter.



A most humble wise sheweth vnto your most excellent
 hyghnesses, & to the lordes and commons in thys pre-
 sent parliament assembled, your true subiect and day-
 oratryce Margerye Rufforde, wydowe, late the wyfe
 of Gyles Rufforde, late of Edlesburgh in your graces
 countie of Buckyngham esquyre, deceased, that where
 one Benedict Smith late of Edlesburgh aforesayd yoman, otherwise
 called Benet Smith late of Edlesburgh in the sayd county of Buckin-
 gham gentleman, of his cruel mynde and deadlye malyce and hatred
 which he the sayd Benedict had and dyd beare vnto the sayde Gyles
 Rufforde, he the sayd Benedict in the terme of Easter in the first yere
 of the raygne of your hyghnes our sayd soueraygne ladye the quene,
 dyd purchase and comence a wytte of appeale of robbery returnable
 in your hyghnes benche commonly called the kynges benche, agaynst
 the foresayd Gyles Rufford, and other persons supposyng by the same
 wytte, and by the Declaration ther vpon made, that the sayde Gyles
 Rufford and the other persons named in the saide wytte, the seueneth
 day of Apryll in the sayd fyrst yere, at lytle Gaddesden, in your graces
 countye of Hertford, dyd feloniously steale, take, and beare away from
 the person of the said Benedict one cloke, a velvet purse, syxtene poun-
 des ten shyllinges in money numbred, & other thinges of the monye
 goodes and cattels of the sayd Benedict, where vpon the sayde Gyles
 Rufforde and the sayd other persons named in the sayde wytte, dyd
 appeare and were arrayned in the sayd bench and ther vnto plede not
 gilty and ther vpon the sayd parties were at issue, as by the recordes
 there remaynyng in the sayd bench playnely rppareth, the which said
 issue not beyng tried, the sayd Benedict Smith, not cessing to execute
 hys sayd deuelyshe malyce & crueltye, but entendynge bitterly to dy-
 stroye the sayd Gyles Rufford, & the sayd other persons named in the
 sayde wytte, he the sayd Benedict together with one John Godfreye
 of Edlesburge aforesayd yoman, the leuen and twentye daye of Sep-
 tember in the fyrst and second yeares of your hyghnesses reygnes, at
 Ware in the sayd county of Hertford did falsely conspyre to endite the
 sayd Gyles Rufforde and the sayd other persons, of the sayde robbery
 and felonye mencyoned in the sayd wytt of appeale where vpon they
 the sayd Benedict and John Godfrey dyd then, and there befoze your
 hyghnesses Iustices of general gaole deliuey, then and there holden
 endyte the sayde Gyles Rufforde, and the sayde other personnes, na-
 med in the sayde appeale, of the sayd robbery and felony, vpon whych
 sayd inditement, the sayd Gyles Rufforde was afterwarde then, and
 there, befoze the sayd Iustices arrayned, & therunto dyd pleade not
 giltye, and put hym selfe vpon the countrey, where vpon he the sayde
 Gyles was afterwarde then, and there, there vpon founde not giltye,
 as by the recordes thereof playnely appeareth.

And

And yet the sayd Benedicte Smyth not yet leuyng his sayde her-
 ation and malyce, did afterwarde sue forth processe to haue the sayde
 issue tried betwene him & the sayd Gyles Rufforde ioyned in the sayde
 wyttte of appeale wherevpon p^rocesse continued agaynste the Jurye
 ther vpon retourned in the sayd countie of Hertford, vntyll the sayd iur-
 ye dyd appeare in the sayde benche, at a certayne daie, at whiche day
 the sayd Benedict Smith with his wytnesses and counsellours, dyd
 geue in euydence to the sayd Jury to proue the said Gyles gilty of the
 sayd felony, and the sayd Gyles in lyke maner with his wytnesses and
 counsellours dyd geue in euidence to the sayd Jury to proue hym the
 sayd Gyles not to be gyltye of the sayd felonye, wherevpon the sayde
 Jurye was charged to trye the sayd issue. And afterward when they
 were agreed vpon theyr verditte therof, and redy to yelde by the sayde
 verditte, the sayde Benedicte beyng solempnely called in the sayde
 benche, dyd make defaulte and was nonsuete in his sayde wyttte of
 appeale, by reason wherof aswel the sayd Gyles as the sayd other per-
 sons named in the said wytt were discharged of the sayd sute, against
 the sayd Smyth, as by the recozdes thereof remayninge in the sayde
 benche playnely appeareth, by reason and occasion of all whiche sayde
 shame, slaunders, vexations, troubles & charges, that the sayd Gyles
 Rufforde was put vnto thozough the falsie and sleaunderous meanes
 of the sayd Benedict he the sayd Gyles entendinge to recouer agayne
 part of his sayde charges, dyd afterward in the sayd bench comence &
 sue a byll of conspyracie agaynste the sayde Benedict Smyth, & John
 Godfrey for theyr sayd falsie and vnttrue conspyracie, in procurynge the
 sayde falsie inditement, wher vnto the sayd Benedicte and John God-
 frey pleded not gyltye, wherevpon they were at issue, and therevpon
 proces dyd continue in the sayde benche vntyll a wytt of *Nisiprius*, was
 awarded out of the sayd bench, into the sayd county of Hertford to trye
 the sayd issue, where at the assyses holden at Hertford in the sayd coun-
 ty of Hertford, in the. xii. day of July in the fyrst and thyrde yeares of
 your highnesses raynges, it was founde befoze the iustices of the sayde
Nisiprius, by the Jury therevpon enpanelled, that the sayd Benedict and
 John Godfrey were gyltye of the sayd conspyracie, and the sayde iurye
 assessed damages to foure scoze and ten poundes, and ten poundes for
 the costes of the sayd sute, as by the recozdes of the sayd *Nisiprius*, playn-
 ly may appeare, synce which sayd verdit so geuen the sayde Benedicte
 Smyth beyng led with the instigation of the deuyl, and encreasynge
 in moze mischeif and malyce against the sayd Gyles, did moue, styre,
 labor, hyre, and procure, one fraunces Coniers, late of London gen-
 tleman, and one John Spencer, late of London yoman, to murder &
 kylle the sayde Gyles Rufford, and promysed the sayde fraunces and
 John Spencer forty poundes to commit the sayd murder, and he the

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sayd Benedict dyd geue vnto the sayd fraunces and John Spencer two fauelynges and a dagge to committe the same, wherebpon the sayde fraunces Conyers, and John Spencer at diuers and seuerall tymes, aswell in your sayd countie of Buckyngham as in your graces countiees of Berforde, Midd. and Hunt. did goo aboute to comynytte the sayd murder, and at the laske by the great labour and desire of the sayd Smyth, they the sayd fraunces and John Spencer after ward that is to wyt, the tenth day of September laste paste, at Alconburpe Weston, in your graces county of Hunt. by the procurement aforesaid dyd maliciously and feloniously kyll and murder the sayd Gyles Rufforde, for which murder so committed and after relation thereof made vnto the sayd Smyth, he the sayde Benedict Smith, did afterwarde send to the sayd murderers a ryng of golde, and twentye shyllynges in money, by the fozenamed John Godfrey, in part of parmente of the sayd forty poundes, as by the seuerall confessions of the sayde murderers, and also by the confession of the sayd John Godfrey, and diuers other moost manifestly may appeare, which sayd murder was and is one of the most detestable and heynous murders, all the cyscumstances consydered, that was done or committed by suche false practyses conspiracies and deuyses within the time of any mans remembrance within this your Realme, to the euill and perylous ensample of all other lyke offenders.

It maye therfore please your moost excellent hyghnesses the premysses consydered, and for the auoydying of such detestable murders, hereafter, that it maye be enacted by your highnesses, the lordes Spirituall and temporall, and the commons in this presente parlyamente assembled, & by the aucthoritie of the same, & be it enacted by the sayd aucthoritie, that yf the sayd Benedict Smyth othewyse called Benedict Smyth, be or shalbe in any maner of wyse hereafter lawefullye indited in your sayd countie of Buckinge ham, or ell wher, or appealed as accessarye to the sayd murder, for the procurying of the same, and be herebpon founde gyltye by verdicte of twelue men, or shal confesse the same vpon his arraignment, or shal not aunswere therevnto dyrectely accor dyng to the lawes of this your realme, or shal stand wylfullye or of malice muet, or shal chalenge peremptorye, aboue the number of twenty persons, that then he the sayd Benedict shal not be admytted to haue or enioye the priuiledge or benefytte of hys clergye, but shalbe put from the same. Any law Statute or custome in this youre realme to the contrary notwithstanding.

An acte touchyng commissyons of the peace and gaole deliuerie in townes corporate not beyng Counties.

The. xviij. Chapter.

where



Here the king and quenes most excellent highnes and theyr noble progenitours kynges of this realme, haue heretofore graunted their seuerall commysstions directed aswel vnto the maiors, recorder, and other graue men, and inhabitauntes of certayne auncient and famous cities & towne corporat, within theyr realme of Englande, not being countie in them selues, as also vnto diuers other worshipfull and learned men dwelling oute of the same cities and towne corporat, aswel for þe keeping of theyr peace good ordering of their people, & executyng of their lawes & statutes, within the same Cities and towne corporat, as also for the deliuerie of theyr maiesties prysoners remaining in the gaole there, & after the graunting of such commissions theyr maiesties haue graunted diuers other lyke commissions vnto certayne worshipful and learned men of the shires, lathes, rapes, rydinges, and wapentakes, of this Realme of England, for the confirmacion of their peace, and also deliuering of theyr prysoners remainyng in theyr gaoles within the same shires, lathes, rapes, rydinges, and wapentakes, which commissions so bearing a later date, haue bene a superseasias, & cleare discharg vnto all and singuler the said former commissions granted vnto the said cities and towne corporat not being countie in the selfes, so that the said Mayor and other graue and chiefe officers of euery suche City and towne corporat haue bene charged to sue for the renewing againe of such commissions both for the peace and goale deliuerie, to the great expences, costes, and charges, of the sayd Mayor, and other thyn habitauntes of such cities, and towne corporat, & to the great protractyng and delaye of iustice there in the mene time. for reformation wherof, & for the better auancement of iustice in the premises.

Be it therefore enacted by the kyng and quenes maiesties, the lordes spiritual and tempozal & the commons in this present parliamēt assembled, and by thauctorytie of the same, that al and singuler commission and commissions graunted or to be graunted, to any such citie or towne corporat, not beyng as is aforesayd, a countie in it selfe for the keeping of theyr peace & deliuerie of the prysoners remaining in þe gaoles of any such citie or towne corporat, not beinge a countie in it selfe, shall stand remaine, & be good & auaylable and effectuell in the lawe, to al ententes, constructions, and purposes the graunting of any lyke commission of peace or goale deliuerie, to any commissioner or commissioners for the conseruation of the peace, or deliuerie of the prysoners remainyng in the gaole of any shire, lath, rape, riding, or wapentake, within this realme of England, bearing date after the said commission or commissions, graunted as is aforesayd, to any such citie or towne corporat, not beyng as is aforesayd, a countie in it selfe, to the contrary notwithstanding.

An acte towchyng Powdyke in
Marshelande.

The. xix. Chapter.



Here in the Parliamēt holden at Westminster in the xlii. yere of the raigne of the late king Henri the viii. there was an act made & establiſhed for the preſeruation of Marsheland in the countie of Norff. intituled an act towchyng Powdyke in Marshelande, by the which act it was prouided & enacted, that yf any peruerſe and malycious perſon dyd cut downe and breake any part or partes of the dike called the newe Powdyke in Marshelande, in the countie of Norff. & the broken dike, otherwyſe called Oldſielde dyke by Marshelande in the Iſle of Ely in the countie of Cambridge, or of any other bancke beyng percel of the rynd and vtter moſt part of the ſayd countrey of Marshelande aforeſayd, made for the defence & preſeruation of the ſame countrey of Marsheland, that euery ſuch offence from henceforth by any perſon or perſons committed & done otherwiſe then in working vpon the ſayd bancke or dikes, for the repairing, forteſpying, and amending, of the ſame, ſhould be taken, reputed, and adiudged felony, and that the offenders and doers of the ſame, & euery of them, be adiudged and reputed felons, & that the Juſtices of the peace of the ſayd countyes of Norff. and Cambridge within the ſame Iſle, at euery of theyr ſeſſions within the ſame Iſle and counties to be kept, by thaucto:itie aforeſaid, ſhould haue ful power to cauſe enquiry to be made of euery ſuch offence ſo at any time after in ſorine aforeſayd to be committed & done, and to award like proceſſe againſt euery of the ſayd offenders with lyke iudgement & execution of ſame yf they or any of them be therof ſound gylty, by verdyte or otherwiſe as the ſayd iuſtice hath vſed & accuſtomed to do vpon other felonies beinge felonye at the common lawe, as by the recozde of the ſayde act moze playnely appeareth. And albe it the ſayde eſtate was a verie good and beneficiall ſtatute for the defence of the ſayde countrey of Marshelande, yet the ſayde Statute was and is by one act and eſtate lately made for the repeale of treasonnes and felonies in the fyrſt yere of the raygne of our late Soueraygne Lorde king Edward the ſyete, amongeſt diuers other thinges clearly repealed and made voyde, by reaſon whereof, as well the ſayde countrey of Marshelande, as the inhabytauntes of the ſame and theyr goodes and cattelles preſently ſtand and remaine in great daunger of brownyng and ſurroundyng, to theyr vtter impoueryſhment and vndoynge.

For reformation wherof, be it enacted by aucthoritie of thys present parlyament, that the sayd act and estatute made in the sayd parlyament holden in the sayd. xxi. yeaere of the raygne of the sayde late kyng Henry the eyght, entituled an act concerninge Bowedyke in Harshelande, and al and every bzaunch article penaltie & sentence therein contened shal from the twenty day of January next coming be reuiued and stand and be in perfecte force strength and effect in p lawe to all entents constructions and purposes as the same was before the repeale thereof had and made. Any thing mencioned & conteyned in the sayd acte of repeale or anye other lawe or statute to the contrary notwithstanding.

An acte for the enlargyng of the Duchy
of Lancaster.

The twentye Chapter.



Or as much as the kyng and queene our soueraygne Lord and Lady considering and regarding the estate of the Duchye of Lancaster being one of the most famous pryncelyst and stateliest peces of our sayde soueraygne lady the Quenes auncient enherytaunce, do perceyue and consider that the possessions & yerely reuenues of the sayd Duchye are & haue bene of late greatly diminished, aswell by reason of sundrye gyftes, grauntes & seales made by the late kings of famous memory Henry the eyght, and Edward the syxt, late kinges of England father & brother to our sayde soueraygne lady the Quenes highnes as also by reason of sundrye exchaunges made with diuers their louinge Subiectes, of sundrye Manours, landes, tenementes, possessions, and hereditamentes, latelye belongynge to the same Duchye, and the manoures, landes, Tenementes, possessions, and hereditamentes, being receiued & taken in recompence of the said exchaunges be not annexed to the said Duchy but bene in thordre suruey and gouernaunce of other courtes & places so by theyr hyghnes taken and receyued in exchaunge.

And forasmuch also, as theyr maiesties do mind and intende to preferue, auauance, mayntayne, and continue, the auncient and honorable estate of the sayd Duchye, our sayd soueraygne lord and ladye therefore be pleased and contented that it be enacted ordeined & established by theyr maiesties, with the assent of the lordes spiritual and tempozall and the commons in this presente parlyament assembled and by thaucthoritie of the same, that all honoures, Castelles, lordshypps, manours, landes, tenementes, possessions, and hereditamentes,
with

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within this realme of Englande which at any time since the .xxviii. day of January in the first yeare of the raygne of our said late Soueraygne Lord kyng Edward the sixte, were percell of the possessyons of the sayd Duchy of Lancaster or which were vnited & annexed to the sayd Duchy by auctoritie of parliament, letters patentes or otherwise. And which at any time since þe said .xxviii. day of January haue bene geuen graunted alienated bargayned sold exchaunged or otherwise seuered from the said Duchy by our said late Soueraigne lord kyng Edward the sixte, or by our sayd Soueraigne ladye the Quene that now is, or by our Soueraygne Lord and Ladye the kyng and quenes Maiesties that now be, to or with any person or persons, and which sayd honours, castels, lordshippes, Manoures, landes, tenementes, and hereditamentes, synce such gyftes, grauntes, alienations, bargayne, Sales, Exchaunges, or seuerance theroffo made as is aforesaide, bene common or retourned againe to the handes of our sayd late Soueraygne lord kyng Edward the sixte or to the handes of our sayd Soueraygne Lady the quene, or to the handes of our sayd Soueraygne Lord and Lady, the kyng and Quene, or to the handes of her maiestie, her heires and successours, in possession, reuertion, remainder or of her wife, by attaynder, escheit forfayture, purchase, remainder or otherwise. And which now be or remaine in the handes of our said Soueraygne lord and ladye the kyng and quenes Maiesties, of anye estate of inheritaunce, shall from the tyme the same came and reuerted agayne, to the handes of our sayde late Soueraygne lord kyng Edward the sixte, or to the handes of our sayd Soueraygne lady the Quene, or the handes of our sayde Soueraygne lord and lady the kyng and quene, by auctoritie and force of this acte be vnited and annexed for euer vnto the said Duchy of Lancaster, and shalbe adiudged demed and taken for euer, for and as percells and members of the said Duchy of Lancaster and that all suche and those of the sayde Manours Landes, Tenementes and hereditamentes, whych be lying within the Countie palentine of Lancaster, shal be of the same nature qualitie kynde and condition, to all intentes constructions and purposes, as others the auncient possessions of the sayd Duchy lying and beyng within the sayd Countye palentine of Lancaster, be & ought to be, and al thole and such of the sayd manours landes tenementes & hereditamēts which be lying out of the sayd countie palentine of Lancaster shalbe of the same nature qualitie kynd and condition to al intentes constructions and purposes, as other auncient possessions of the said Duchy lying and beyng out of the countye palentine of Lancaster, be & ought to be, and shalbe in þe letting settynge order rule suruey receipt and gouernaunce of the chauncelour, counsell, and officers of the said Duchy

Duchy of Lancaster for the tyme beyng, for euermore in lyke and the same maner and fourme, to al intentes and purpoces, as others the sayd auncyent possessions, belongyng to the saide Duchy, ben, haue bene, or owen to be.

And that all the sayde Honours, Castelles, Lordeshyppes, manours, landes, tenementes, and hereditamentes, vnited, and annexed to the sayd Duchye of Lancaster, by auctoritie and force of this Acte, and all and singuler gyftes, grauntes, leases, letters patentes, and wytynges thereof, or of anye percell thereof hereafter to be made by the kynge and quenes hyghnes, or by the heyres and successours of her maiestie shall for euermore passe and be made vnder suche of the sayde Duchye, as other the auncyente possessyons of the sayde Duchye, haue vsed to passe, and be made, and not vnder anye other Seale or other wyse, and wyth the lyke and the same lyuerpe of season attornementes ceremonies orders and circumstaunces in the lawe and in the same manour and fourme, as other the auncyente possessyons of the sayde Duchy.

And the letters patentes, charters and wytynges thereof heretofore of auncyent tyme made, haue vsed and oughte to be made and passed and not otherwysenoz in any other maner and fourme, anye lawe estatute blage or custome to the contrarie thereof, in anye wyse not wythstandynge,

And be it further enacted, ordeyned, and established by thautortie aforesayde, that oure sayde Soueraygne Lorde and Ladye the kynge and Quene that nowe bene, and the heyres and Successours of her maiestie, maye from tyme to tyme hereafter at theyr lybertyes and pleasures, by theyr graces letters patentes, to be sealed wyth the great seale of Englande, vnite, annex, lymyt, assygne and appoynte any other theyr honours, Castels, Lordeshyppes, mannours, landes, tenementes, and hereditamentes, lyinge and beyng wythin thys theyr sayde realme of Englande, vnto theyr sayde Duchye of Lancaster, for the further augmentation, honoz, and estate of the sayd duchy at theyr wylles and pleasures.

And that all and euerye suche annexynge, lymyttynge, assygne, mente, and appoyntmente, made or to be made by oure sayde Soueraygne Lorde and Ladye the kynge and Quene, or by the heyres or Successours of our saide soueraygne Lady the Quene, of anye theyr honours, Castelles, Lordeshyppes, manours, landes, tenementes, and hereditamentes, vnto the saide Duchy of Lancaster, by any their said letters patentes, vnder the great Seale of Englande, shalbe as good and auaylable as yf it were done by auctoritie of parlyamente.

And that all such honours, castelles, lordeshypps, mannours Landes, tenementes and hereditamentes lyng and being twithin the said cou-

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the palentine of Lancaster, which shall happen to be brynted and annexed to the sayd Duchy by force of any such letters patentees, shall fro the rest of the sayd letters patentees, within the order, suruey, rule, gouernance iurisdiction lettynge and settynge of the sayd Duchy of Lancaster, for the time beyng as other the possessions of the sayde Duchy, lying and being within the said countye palentyne of Lancaster, haue bled and owen to be. And that all other honours, castles, lordshippes manours, landes tenementes and hereditamentes lying and beyng out of the sayd countye palentyne of Lancaster, which shal happen to be brynted, and annexed to the sayd Duchy by force of anye such letters patentees, shalbe from the rest of the said letters patentees within the order suruey rule gouernance iurisdiction, lettynge and settynge of the sayd Duchy of Lancaster, as others the possessions of the said Duchy of Lancaster, lying and being out of the sayde countye palentyne, of Lancaster, haue bled and owen to be. Sauynge to all and euerye person and personnes bodies polypthe and corporate, theyr heyres successours and assignes, of euery of the al such right title interest, entries, conditions, occupations possession lease & leases, fees, annuities offyces, rentes, seruices commons, profits, commodities, casements, actions, lutes, Demaundes thing & thinges, whatsoeuer which they or any of the should might or ought to haue had into or out of any the premisses before the makynge of this act in like & in the same maner forme & condition to all intentes constructyons & purposes, as if this acte had neuer bene had or made, any thing in this acte to the contrary in any wise notwithstanding.

Wherbynt alwaies and be it enacted by thaurthoritie aforesaid, that this act or any thing or thinges therein contained shal not in anye wise extende to ennable or geue any libertie to our said soueraigne lord and lady the kyng and quene nor to the heyres and successours of our sayd soueraigne lady & quene to brynt & annex to the saide Duchy of Lancaster, by theyr letters patentees any honours, castles lordshippes, manours landes, tenementes, or hereditaments, beyng any part or percell of the aunciēt inheritaunce of the crown, or of the principalltie of Wales or of the duchy of Cornewall, or of the Earledome of Chester, or anye theyr honours, castles, lordshippes, manours, landes tenementes, or hereditamentes set lying or beyng within the countyes of Chester and Flynt, or either of them nor to geue annex or assigne to the sayd Duchy of Lancaster, any honours castles, lordshippes, manours, landes, tenementes or hereditamentes, excedinge and amountynge in the hole, aboue the yerely value of two thousand poundes, any clause, article, or thyng in this acte rehearsed conteyned or specified to the contrary thereof in any wise notwithstanding.

An acte for the continuation of certaine statutes.

The. xxi. Chapter.



Here in the parlyament begonne and holden at London the thyrde daye of November in the. xxi. yere of the raygne of our most dread soueraygne lord of most famous memoire kynge Henry the eyght and from thence adiourned to Westmynster, and there holden and continued by diuers prorogations vnto the dissolution thereof, one acte was made and establyshed for the restraynt of cariage and conueyinge of hoxses and mares ouste of thys Realme, and also one other acte was there made for the true wyndyng of wolles, and one other act was there made to restrayne kyllyng of wainynges, bullockes, stiers, and heyfers, being vnder the age of two yeres, which said seuerall actes were then made to endure and continue vnto the nexte Parlyament, as by the sayd seuerall actes moze plaine ly appeareth. And where also in the same parlyamente one other act was made and establyshed for attayntes to be sued for, the punishmēt of perjurye vpon vntrew berdictes, whiche actes laste befoze rehearsed were then made and ordeyned to contynue and endure to the laste daye of the next parlyament as by the same act moze playnelye at large is shewed and maye appeare.

And where also in the parliament begonne & holden at Westmynster the. viii. day of June, in the xxviii. yere of the raygne of oure sayd most dreade soueraygne lord kyng Henry the eyght, and there continued and kept vntil the dissolution therof. It was ordeined and enacted that all and singuler the sayd actes aboue remembred & euerye of them should continue and endure in their force & strength and also be obserued & kept vntil the last day of þ next parliament, as by the same act amonges other thinges therein cōteined moze plaine ly appeareth.

And where also in the parliament begon & holden at Westmynster þ. xxviii. dai of April in þ. xxxi. yere of the raigne of our said late moste drede soueraigne lord king Henry the. viii. & ther cōtinued vntill the xxviii. day of June then next folowing, it was ordeined & enacted by thauctozitie of the same parliament that al & singuler the said seuerall actes aboue remēbred & euery of thē and al clauses, articles, & prouysons in them and euery of thē contained should continue & endure in theyr force & strength & also be obserued & kept vntil the last day of the next parlyament as by the same act amonges other thinges therein cōteyned moze plaine ly appeareth. And wher in þ parliament holden at Westmynster in the. xxxv. yere of the raigne of our said late soueraigne loyde king Henry the. viii. one act was made for the preseruacyon of

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woodes to endure for seven yeares, then next following, & from thence to the ende of the next parliament, as by the same acte more playnely doth and may appeare.

And where also at the parliamente holden at Westminister in the xxxvii. yere of the raygne of the sayde late kyng Henry the eight, and there continued and kept vntil the dissolution therof. It was ordeyned and enacted that al and synguler the sayd actes aboue mencyned and euery of the (except the sayd acte made for the preseruatyon of woodes, as is aforesayde) shoulde continue and indure in theyr force and strength and also to be obserued and kept vntill the last day of the next parliament then next following, as by the same acte amonges other thynges therein conteyned more playnely appeareth.

And where also at the session of the parliament ended at Westminister the. xiiii. day of Marche, in the third yere of the raigne of our late soueraygne lord kyng Edward the syxte, one acte was made for the true coutryng of Leather, which acte was made to endure to the end of the next parliament as by the same acte more playnely appeareth. And where also at the session of a parliament ended at Westminister the fyrst day of february in the fourth yere of the raygne of our late soueraygne lord kyng Edward the sixte, one acte was then and there made concernynge the buyng of rother beastes, and also one other acte was then and there made touchynge the byng and selling of butter and chease, whiche sayde seuerall actes were then and there made to endure and continue to the ende of the nexte parliamente, as by the same seuerall actes more at large doth and maye appeare.

And where also at the session of a parliamente by prouogation holden at Westminister the. xiiii. day of Januarye in the fyfte yere of the raygne of our sayd late soueraygne lord kyng Edward the sixte, one other acte was then and there made agaynst regratours and fore-bailers, to endure to the ende of the nexte Parliament, whiche all and singuler the sayde actes aboue mentyoned together wyth the sayde acte concernynge the preseruatyon of woodes, at a Parliament holden at Westminister the fyrste daye of Marche in the seventh yere of the raygne of our sayde Soueraygne Lorde kyng Edward the Syxte, and there contynued and dysolued the laste daye of the same moneth of Marche, and all clauses articles and prouisyons in them and euery of them conteyned were there reuocued and contynued to stonde in theyr force and strength vntill the laste daye of the next parliamente.

And where also at the session of a Parliament holden by prouogation at Westminister the. xiiii. day of October in the fyfte yere of the raigne of our mooste gracious Soueraygne Ladye the Queenes Maiestie, and there continued and kept vntil the dissolution thereof one

one acte was ther made and establisshed agaynst vnlawefull and rebellious assemblies, to endure to the ende of the next parlyamente as by the same acte moze playnely doth and may appere. And wher also at the same Session of parliament last before mentioned, al and singuler the actes aboue mentioned and before that tyme continued at sondry parlyamentes as is aforesayd, and al clauses articles and prouysons in them and euey of them conteyned, were there reuiued & continued to stand in their force and strength vnto the last day of the next parlyament.

And where also at the Session of a parliament begon and holde at Westmynster the. xii. daye of Nouember in the first and secod yers of the reygnes of our most gracious Soueraygne Lorde and Lady the kyng and Quenes Maiestyes, and there continued and kepthe to the dissolution of the same, beyng the. xvi. day of January then next ensuyng, one act was then and there made against seditious words and rumors to endure to the ende of the next parlyamēt, as by y same acte moze playnely doth and may appear. And wher also in the saide parlyament last before recited, al and synguler the actes aboue mētyoned that were before that tyme continued at sondry parlyamentes, as is aforesayd, & al clauses articles and prouysons in them and euey of them contained were by aucthoritie of the sayd parlyamēt there reuyued and continued to stand in their force and strengthe vnto the last day of the next parlyament.

Forasmuche as al and synguler the sayd seuerall Actes aboue mentioned, be good and beneficiall for the common wealthe of thys Realme. Be it therefore enacted ordeyned and establisshed by s kyng and Quenes Maiesties, our Soueraygne Lorde and Ladye wyth thassente of the lordes spirituall and tempozall, and the commons of thys present parlyament assembled, and by thaucthorptie of the same, that all and synguler the sayd seuerall actes and estatutes aboue mētyoned and rehearsed, and euey of them, and al clauses, articles, and prouysons in them and euey of them contained, shalbe reuiued cōtynued stand and endure in their full force and strength, to all intentes, constructions and purposes, and shalbe obserued and kept in all thinges vntyll the last day of the next parlyament.

An acte for the confirmation of a Subsidy
graunted by the Cleargye.

¶ The. xxii. Chapter.

§.iii.

where



Here the prelates and clergye of the prouinces of Canturburpe, and Dorke haue most louingly and liberally for certayne considerations them mouyng giuen and graunted to the kyng and quenes Maiesties a Subsidy of fyre shyllinges of the pounde to be taken and leuied of al and singuler their spirituall promotyngs within the same seuerall prouynces within the terme of thre yeares, now next ensuyng in such certen maner & forme, and wyth diuers exceptions and prouisions specified and conteyned in a certayne instrument by them thereof made and delyuered vnto the Quenes maiestie, as in the same instrument exhibited also in this present parliament more playnely doth appere, the tenor whereof ensueth in these wordes.

The prelates and clergye of the prouynces of Canturburpe, and Dorke, beyng lawefullye congregated & assembled in a synode vpon great and weyghtye causes to them purposed and amonge the same well wayed and debated, considering their most bounden duties to the kyng and quenes Maiesties, and how gret and ample benefyts, they haue receiued of their munificens and boūtifull goodnes for an euident declaration of their good harts & myndes, in remembraunce of the sayd benefytes with one vniforme agrement accorde and consent, and together with most hartly good willes haue geuen and graunted and by these presentes do geue and graunt to the kyng & quenes Maiesties one Subsidy in maner and forme folowynge. That is to saye, that euery Archbyschoppe, Byschoppe, Deane, Archdecon, Prebendary, Priouost, mayster of Colledges, mayster of Hospytalles, personne, bycarre and euery other person & persons of whatsoeuer name or degre he or they be, enioying any spirituall promotion or other temporal possessions of the same spirituall promotions annexed, now not deuided nor seperated by acte of parliamente, or otherwile from the possession of the clergye, shall pay to the kyng and quenes hyghenes, for euery pound that he or they may yerely dispend by reasonne of the sayd Spirituall promotion the summe of fyre shyllinges. And for the true and certayne knowledge of the yerely valewe of the sayde promotions and euery of them, whereof paymente shalbe made the rate taxation valuation and estimation remainyng of recoorde in the kyng and quenes maiesties late Courtes of the fyft frutes and tenthes, & noye in their court of the exchequer for the payment of the Disme of the Clergye, concerninge al suche promotions as be in possession of the Clergye, or any other not deuided by act of parliament or otherwile as is aforesayd, shalbe folowed and obserued without makynge anye other valuation, rate, taxation or estimation then in the sayde recoorde is compysed and mentioned.

Prorogged

Prouyded alwayes, that forasmuche as the tenth parte of the sayde valuation and tare afore mencioned, shalbe for a tyme vpon certayne reasonable considerations and respectes yerelye payde by the sayde Clergye, so that there remaineth onely nine partes to the incumbent clere, this Subledye of Syxe shyllinges of the pound shalbe vnderstand and ment onely of the sayd nyne partes, and of no more.

Also the sayde prelates and Clergye, further doo graunte that thys Subledye of syxe shyllinges of the pounde, of the yearelye value of euery promotion tared as is afore sayde, shalbe paid to the kyng and quenes Maiesties, within thre yeares next ensuyng þ date hereof that is to say, two shyllinges of euery pound, in euerye of the sayde thre yeares, the fyrst payment thereof to be due at the fyrst day of October next ensuyng, which shalbe in the yere of our Lozde God a thousande fyue hundred fyfthe and syxe, and the second paiement therof to be due in þ first day of October, then next folowynge, whiche shalbe in the yere of our Lozde God a thousande fyue hundred fyfth & seuen the thirde and last payment therof to be due at the sayde fyrste daye of October, whych shalbe in the yere of oure Lozde God, a thousande fyue hundred fyfth and eyght, to be delyuered and payde yearelye by such person and persones, as in this present graunt shalbe appointed to haue the collection thereof, to be payde into the receyt of the kyng and Quenes maiesties exchequer, or to suche person or persons, place or places, to whom and where it shall please their highnes to appoint so, the receypte thereof, before or at the last daye of January in euery of the sayde thre yeres, without payyng anye thing to the receyuo, or receyuours by theyr maiesties, to be assigned for any dyschardge, acquitaunce, or Quietus est, vpon paymente and receypte, of the same subledye, to be geuen and delyuered, but onelye twelue pence, for their acquyttaunce.

Item the sayd prelates and Clergye also do graunt, that euerye preist, and all other spirituall persons, hauing a penyion by reason of the dissolution of any the late monasteries, Colledges, free Chappels Chaunteryes, fraternities, gwyldes, and hospytalls, or of anye other spirituall dignitie and corporation, nowe dyscolued and extinguyshed within any of the sayde prouinces, shal likewise pay to their highnes syxe shyllinges of euerye pound, of the saide penyions within the said thre yeares, at such dayes and tymes, as is before specyfied, and for the sure and assartayned payment thereof, a deduction or rectention of the sayd syxe shyllinges shalbe made yearelye in the handes of the payers, of the sayde penyion after the propozcion of two shyllinges of the pound euery of the said thre yeares to be deliuered and payde vnto theyr maiesties vnto at such time and to such persons as the said subledye of Syxe shyllinges of the pounde afore sayd shal be payde vnto.

¶ Item,

¶ Item

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Item that euery stipendary preist, receauyng annuall stypende of eyght poundes & vnder, being no perpetuall wythin the sayde prouinces shall pay vnto their Maiesties vse, sixe shyllinges eyght pence yerely duryng the sayd thre yeares at such tyme and to such persons as the sayde Subledye shall be payd, & vnder the same penalties, as the rest of the Clergye, do pay for their promotions. And y^e euery preist receuyng aboute eyght poundes and not aboute ten poundes to paye lyke wyse ten shyllinges. And that euery preiste receuyng aboute ten poundes, and not aboute twenty markes to pay thirtene shyllinges foure pence, yerely duryng the sayd thre yeares, at such tyme and to such persons as the sayd subledye shall be payd. And that euery preiste taking stipend aboute twenty markes to pay likewise two shyllinges of the pounce of euery yeare during the sayd thre yeares, in such maner and forme, as the rest of the clergy do pay for their promotions spiritual. And for default or lacke of payment therof by the said stipendaryes, that euery person by car and other spirituall person byrnyng any preist to serue in any place shall be answerable for the payment of y^e said preist in that behalfe after the sayd rates, and shall or may make retention of his or their wages quarterlye, of so much as the said stipendary is charged with, by this present confession and graunt euery of y^e sayd thre yeares. Item the sayd prelates and Clergie further do graunt y^e euery archbishoppe and Byschop, and the Sea being baccant euery Deane and Chappyer of the Sea boide, shall be Collectours of this subledye within their propre Dyocesse duryng the sayd thre yeares.

And to thintent the kyng and quenes Maiesties maye be sure ly and duly answered and payde of the sayd Subledye in maner and forme aforesayde, and the Collectours of the same, thoroughly charged and dyscharged accordyng to the tenor of this graunt, the sayde prelates, and cleargy do ordeyne and decre with one assent and consent that euery Collectour of the foresayd Subledye, and of euery part & percell thereof, and their lawefull deputie or deputies shall haue full power and auctoritie by these presents to procede against euery person and persones leyable charged and bound to pay the sayde Subledye, or any part or percell thereof, denyng refusing or delaying to pay the same, or makynge anye defaulte in the paymente thereof, or anye part thereof at the day or dayes that it oughte to be payde, after lawefull warnynge to them giuen personally or at their churchs or mansions, by the censures of the Churche. That is to saye by suspencion excommunication or interdiction, and also by sequestratyon, of the fruytes and proffytes of their benefices, or promotions spiritual, and to make sale of the same fruytes, and all other remedies lawefull by their discretions, thought couenient, to correct constrainne & compell them and euery of them, to the full and vndelayde satisfaction of the

the sayde Subsidie and euerye parte and percell thereof, and shal also haue lyke power and auctoritie both to absolue theym soo payinge, from all the sayde censures and other paynes, and also to release and reuoke all suche proseses as shal be made agaynste them oz anye of them after they shal haue fullye satysfied the sayde Subsidye accordynglye.

Wherbynt alwayes, and it is ordeyned and decreed, that all and euerye person and persons refuynge oz neglectynge to pay the sayde Subsidye at time conueniente as is aforesayde, shal for hys oz theyr fyrst defaulte oz negligence not payinge the Subsidye accordyng to the purposse and tenor of thys graunte beare all the charges and reasonable expences of the sayd Collectoz oz his deputie in comming, goynge, and demaundyng of the same, and for the seconde tyme likewise offendynge in non payment, to paye to the sayd Collectoz oz hys deputie the fourthe parte of the sayd Subsidye, ouer and aboue the sayde Summe vpon hym oz hys churche, oz personne allotted and taxed, whych he is bounde to paye and charged by thys acte of free graunte.

Also the sayd Prelates and Clergye do further ordeine and decree, that yf anye person oz persones aboue named chargeable to this Subsidye oz any part therof, after the sayde censures and processe executed agaynst hym oz them, yet styll obstinatelye refuse, neglecte oz make delay, to pay the same oz any part thereof (as is beforesaid) that they after lawefull monicion geuen vnto hym oz them, so refuynge, neglecting oz delayinge, by the sayd Collectours oz theyr lawfull deputy oz deputies, personallye oz at theyr churches, do styll by the space of thyrtye dayes refuse oz neglecte to make payment of the sayde Subsidye, that then and in euery such case, it shalbe lawefull to the sayde Collectoz oz hys lawefull deputie, euery such person so refuynge, neglectynge, oz delayinge and contempnyng the sayde former proseses, to depriue, amoue, and destitute from hys oz theyr benefices, spirituall promotion, oz pension ecclesiasticall, anye appellation oz inhibition oz other remedy oz dynaty oz extraordinary notwithstanding, the sayd personne so refuynge, to be and remayne for euer without hope of regresse to suche the promotion as he oz they shalbe depriued of for the causes aforesayd by any newe presentation of hym oz them to be made to the same, and that it shalbe lawefull to the patrone of the sayd benefice oz benefices oz other ecclesiasticall promotions, from which the sayd person oz persons so neglectynge to paye shalbe depriued, to presente vnto euerye such benefice oz promotion spirituall as yf the sayde incumbente oz incumbentes were deceased.

Item the sayde Clergye further do ordeyne and decree, that of so muche as the Collectours shalbe charged wyth, in theyr accomptes clearelye

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clearly to be payd into the receypt of the sayd Exchequer, or to such person or persons as it shal please the king and Quenes maiesties to appoynt for the receypt of the same, shalbe allowed to the sayde collector vpon hys said accompt for the same for euery pounce s^x pence by way of rewarde or in liewe of hys charges, collection, portage, and conueyinge and payinge of the sayd Subsidye.

Provyded alwayes, that no spirituall promotyon or any landes possessions or reuenues, annexed to the same, beyng charged by thys graunt or acte of the prouynces of Canterburie and Dorke, or anye goodes or cattelles growyng, beyng, or renuyng of the same, or apperteynyng to the owners of the sayd spirituall promotions shalbe charged or made contributory to any listene, or anye other Subsidy alreadye granted to the kyng and Quenes highnes of the laye fee, or hereafter to be graunted durynge the tearme of the sayde thre yeares.

Item the sayde Prelates and clergie further graunt, that euerye of the newe erected byshopes, deanes, prebendaries, petycanons, and preachers, shalbe charged wth this Subsidye for theyr owne portions onely therof to pay s^x s^hyllynges of the pounce, wthyn the sayde thre yeres as is aboue rehearsed of other byshops and spirituall personnes, and those portions of rentes and reuenues, which theyr hyghnes or any of their moste noble progenitours haue geuen vnto them for the maintenaunce of poze men, scholemasters, vischers gramarians, chozisters, and other officers or ministers not to be charged with any parte of thys Subsidie.

Provyded also that euery parson, vicare, or other spiritual man, payinge anye pencion whereof none allowaunce is made, in the valuation of hys sayde benefice in the recordes of the sayd late court of s^r the frutes or Exchequer, shal and maye reteyne two s^hyllynges of euery pounce of euery such pencyon, euerye yere during the sayde thre yeres, to hys owne releife in consideration that he is charged to pay hys Subsidie of s^{ix} s^hyllynges of the pound out of euery pound of the sayd nine partes of his promotion.

Provyded also, that where certayne landes, tenementes, rents, tythes, pencions, portions, frutes, and other heredytamentes, lately belongyng to diuers cathedrall churches, or to other places ecclesiasticall wthyn the sayde prouynces of Canterburie and Dorke, whiche were geuen and assigned to be bestowed and spente to and vpon the syndynge and mayntenaunce of certayne Chaunteryes, anniuersaries, obittes, lightes, lambes, and other lyke thynges, ententes and purposes, be of late come into the handes and possessions of the kyng and Quenes maiesties our soueraigne Lorde and Lady by force of a Statute thereof, made in the s^yst yeaere of the raygne of
our

our late Soueraygne Lord kyng Edward the Sixte, as by the sayde statute moze playnly appeareth, that the sayde cathedrall churches, and the deanes or presydenes, and chappytours of the same, & al other places and persones to whom the sayd landes rentes and al other the premysse, or any of the did lately appertayne, shall not be charged to & with any contribution or payment of this Subsedye, of and for that part or portion wherunto the kyng and quenes byghnes be and haue bene intituled or possessed of. But that this sayd subledye shalbe vnder stand to be chargeable and betwe onely of al and synguler Landes, tenementes rentes, tythes, pentions, portions, frutes and other heredytamentes, whych do yet stil remayne not disseuered from the handes and possession of the sayd Cathedrall churches, and other the places & persones aforesaid, and that deduction & allowaunce be made to them and euery of the in the sayd payment of the Subledye, out of the hole valuation taxation and estimation made for the payment of the sayde disme remayning of record, in the kyng and Quenes maiesties courts of the chequer, for that rate and portion which is come to the handes and possession of our sayd late soueraygne Lord or other wyse seuered from the possessions of the sayd Cathedrall churches, and other places and persones aforesaid, by force of the statute promysed.

Wherby also that euery person and byear whose benefyce is aboue the valuation of fyue pounde and not aboue sixe pounde thrytene shyllinges foure pence, after the rate of the late perpetuall tenth, shall pay euery yere of the sayde three yeares onely. vi. shyllinges. viii. pence as the sayd stypendaries do and not other wyse.

And that al persons and byeares whose benefices be of the valuation of fyue poundes or vnder after the rate of the sayde late perpetuall tenth, shall not be charged or chargeable with thys Subsedye or any part thereof.

Wherby also that this Subsedye, graunted by the clargye shal not be demaunded or leuyed out of any benefyce house of students, or Colledge situate or set within the vniuersities of Oxforde & Cambyrdge, or of any benefices or other reuenues vnto anye house of students, or College of Oxforde and Cambyrdge vnited appropiate or appertayninge, or of the Colledge of Eton - nyghe Wyndesore or of the Colledge of winchester, founded by wyllyam Wykeham some tyme Byshop of wynechester, or of anye poore menne, women or chyliden liuing of almes in any hospytalles, almes houses, almes halles, or of any gramar scholes, or of any other Church, or benefices or of any other reuenues of the sayd houses, Colledges, hospytalles almes houses, or almes halles, or gramer scholes to any of them annexed appropiate or other wyse appertayning.

Wherby also that euery preste and other late professed religious

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gious persons, hauing a pention by reason of the dissolution of the late monasteries, Colledges, fre chappels, Chaunteries, fraternities, guilds and hospytals, or anye other incorporations, wythin the prouynces of Canterbury and yorke, or anye of them, and beyng of the summe of forty shyllynges, or vnder, & not aboue, shall not be charged, or chargeable to the sayde Subsedye, or any parte thereof for anye suche pention of fourty shyllynges, or vnder, any thyng conteyned in this graunt to the contrary notwithstanding.

Finallye the sayde prelates and clergye, beyng desirous that the sayde subsedye maye be entyrelly contented and payd to thuse of þ king and quenes maiesties, within the sayd thye yeares, do graunt or deeme and decre, that yf it shall happen in the ende of the saide three yeares, any arerages of the sayd subsedye to be behynd vnpayd, by reason of the rylltie or decaye of any benefyce or other spiritual promotyon, leuable to this subsedye, that then it shalbe lawefull to euerye Archbyschop, and Byschop within theyr seuerall dyocesse, by the counsaile of hys cleargye, & the sea beyng boorde, to the deane and Chappytoure of the sea boorde, to aslesse and take all and singuler the ecclesiastycall promotions, within theyr sayd seuerall diocesse, to be come contributoryes to the full satisfaccion of the sayde subsedye, the same to be collected leuied and payd the next yeare immediately ensuyng the said third yeare at the dayes and vnder the paines fourme and qualities aboue lymtted. Any thing in this graunt to the contrarye notwithstandinge.

And for the true and sure payment of this Subsedye graunted by the sayd prelates and clergye of the prouynces of Canturburpe, and yorke, accordyng to the tenor purport effect and true meanyng of this present instrument, the sayd prelates and clergye moost humblely desyre and requyre the kyng and the quenes most excellent maiesties that it may be enacted by aucthoritie of this present parlamente, that the provisions conteyned in the foresayd graunt shal stande good and effectual to al intentes and purposes, mentioned in the said graunt. And that al proseses and penalties, and al other clauses touching the payment of the sayd subsedye, and the leuyng and collection of the same, and of euery percell thereof, may be by the sayd prelates and Clergye & theyr lawefull deputies put in due execution, accordyng to the true mening thereof, without incurrng any penalties or daungers of anye lawes or statutes of thys Realme.

And for the true and sure payment of this Subsedye graunted by the sayd prelates and clergye of the prouynces of Canturburpe and yorke, accordyng to the tenor purport effect and true meaning of this present instrument.

Be it therefore enacted by the king & the quenes maiesties, with thassent of the Lozdes spiritual and tempozal & the commons in thys presente

present parliament assembled and by thauctozitie of the same, that the sayde gyft and graunt, and euery matter, summe of money, clause and sentence in the saide instrument conteyned be ratified establisshed and confirmed by thaucthoritie aforesayde.

And furthermore bee it enacted by thauthozitie aforesaide, that euery person that shalbe appoynted to the collection and gathering of the sayd subledye, shal haue ful power and aucthoritie to leuy take and perceyue the same Subledye, by auctozitie of the censures, of the churche, in maner and fourme as in the sayd instrument of graunt is conteyned, withoute daunger of the lawes of thys realme, or by distresse vpon the possession of the fermours occupiers of the landes, and tenementes, chargeable by the sayde instrument, for or to the payment of anye summe or summes of money, or otherwyle by the discretion of the Collectour thereof, and that no repleuye prohibition or Superseas, shalbe allowed or obeyed for any person or persons making default of payment of the sayde subledye, contrarye to the tenor of the grauntes thereof vntyll suche tyme as they haue truely satisfied and contented al such part and portions as to them in that behalfe appertayneth. And that euery such fermour and fermours their executors and assignes that shall fortune hereafter to bee charged to and wyth the payment of the sayde subledye, or any parte thereof, shal by thaucthoritie aforesayde be allowed and retayne in hys handes as much of his yerely rent and ferme as the summe which he shall fortune to paye for his Loyde or Leasor shall extende vnto, excepte the sayde fermor or fermours theyr executors and assignes, by the leasse and graunt that they haue of any part of the landes and tenementes chargeable to thys subledye, or by force of any couenaunt or article therein conteyned, be bounden & charged to pay the same & therof to discharge theyr leasor and landlord during the terme mencioned in theyr saide lease.

Provyded also and be it enacted by thaucthoritye of thys present parliament, that euery laye person hauyng a spyrytuall promotion chargeable by thys acte, and also hauyng tempozall possessions goodes, Cattels & debtes, chargeable to thys subledye graunted by the tempozalty, shalbe charged taxed and set for hys sayd spyrytuall promotions with the clergy, and for hys sayd tempozal possessions & catels with the tempozaltie and not otherwyle. Any thing afoze mentioned to the contray notwithstanding.

And be it further enacted by thauctozitye aforesayd, that the sayd Archbyschoppes and Byschoppes, and other persons chargeable to and with the collection of the sayde subledye of fyre wyllinges of the pounde, wythin the sayde Prouinces of Caunterburye and Dorke, shal haue vpon euery payment thereof made in the quenes court of the exchequer or els where the king and quenes maicesty shal appoint the

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same to be payed a sufficient acquitaunce in wryting of such person or persones as their Maiesties shall appoynte for the receipt thereof, the same acquitaunce witnessyng the same recepyt of as much of the same summe of the same Subsedye as shalbe by any of them so receyued, & every suche acquitaunce in wrytyng, sealed and subscribed wryth the name or names of every such person or persones, that so by their highnesses appoyntment shall receyue anye of the sayd summes of money shalbe as good and effectual in the law, and also a sufficient discharge to al intentes constructions and purposes, as yf it were made by acte of parlyament, and that every person and persons, whiche shall haue and receyue any such acquitaunce, shal paye but onely two pence for every of the same acquitaunce.

In acte of a Subsedye graunted to the kyng and the quenes
Maiestyes by the Tempozaltie.

The. xliii. Chapter.



The. l. ordes and Commons in this presente Parlyamente assembled, the Kyng and Quenes Maiesties most lounge and obedyent Subiectes, callynge to oure remembraunce, the great and sundry benefytes, whych we haue manye wayes receyued at their Maiesties most gracious handes, and consyderynge also besydes, the great debtes, wherewith the imperiall crowne of thys realme was charged, when it pleased almyghty God, fyrst to cal the Quenes maiestie to the gouernaunce of the same, the great intollerable charges, wherewith her maiestie hath ben manye wayes burdened. For some declaration of oure mooste bounden dueties, with one assent, and consent, by auctoritie of this present parlyament, doe geue and graunt, to the kyng and Quenes Maiesties, their heyses and successours, kynges of thys realme, one entyre subsedye, to be rated, taxed, leuyed, and payed, at two seuerall paymentes of every person, spirituall and tempozall, of what estate or degree he or they be, accordyng to the tenure of thys acte, in maner and fourme folowynge, that is to saye, aswel of every persone bozne wpythin this realme of Englande Wales, or other the kyng and quenes dominions, as of all, and everye fraternitie, gylde, corporation, mysterie, brotherhead, and commynaltie, corporated, or not corporated, within this

this realme of Englade, wales, or other the kyng & queres dominions, beyng worth. v. poundes, & vnder ten poundes, for euery pound aswell in coigne, & the value of euery poūd, that euery such person, fraternytie, gylde corpozation misterie, brotherhed, & comminaltie, corpozat or not corpozate, hath of his or their own, or any other, to his or their vse, as also plate, stocke of marchandyses, all maner of corne and blades, household stuffe, & of all other goodes moueable, aswell within the realme, as wout, & of all such summes of money as to hym & the is or shalbe owing wherof he or they trust in his or their consciences surelye to be payd, except and out of the p̄misses deducted such summes of moneye as he or they owe and in his or their conscience truely intendethe to paye, And excepte also the aparell of suche personnes theyr wyues and chyldre belongyng to theyr owne bodyes, sauynge Jewells golde, Syluer stone & pearle, eyght pence of and for euery pound to, & for the fyrst payment of the said Subledye, and to and for the Second payment other eyght pence of euery pound. And also of euery person borne vnder the kyng and Queenes obeyssaunce, and all and euery corpozation fraternite gylde mysterie brotherhed, and commynaltie, corpozate, and not corpozate, beyng worth tenne poundes in goodes as is afore specified, and vnder the value of twenty poundes shal pay to and for the fyrste paymēte, of the sayde subledye twelue pence, and to and for the second paymēt, other twelue pence of euery pound. And lyke wyse euery person and persones, borne vnder the kyng and Queenes obeyssaunce, and euery corpozatyon fraternitie guilde mysterie brotherhed and commynaltie corpozate and not corpozate, beyng worth in goodes as is afore sayde, twenty poundes, and soo backwardes in goodes as is beforesayde, shal paye to and for the fyrste payment of the sayde Subledye syxtene pence and to and for the second payment other syxtene pence of euery pound. And also of euery alen and straunger borne oute of the kyng and Queenes obeyssaunce aswell denyzen as other, inhabytyng wythin thys realme, of euery pounde that he or they haue in coygne, and the value of euery pound in plate corne grayne marchaundise household stuffe, or other goodes, Jewells Catteles, moueable or vnmoueable, as is afore sayde aswell wythin this realme as wythout, and of all Summes of money to hym or them owing, wherof he or they trust in his or their conscience or consciences to be payde, except and of the same p̄misses deducted euery suche summe, or summes of moneye, whyche he or they doo owe and in hys or theyr conscience or consciences entende truely to paye, of and for euery pounde to fyue poundes, to and for the fyrst payment of the sayde Subledye, eyght pence, and to and for the seconde paymēte of the sayde Subledye, other eyght pence of euery pounde. And lyke wyse of, and for fyue pounde, and for euery

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pound, from fyue poundes to tenne poundes, to and for the fyfste pay-
ment of the saide Subsedye, twelue pence, and to and for the seconde
payment of the said Subsedye, other twelue pence of euery pounde.
And of, and for tenne poundes to twenty poundes, to and for the fyfth
payment of the said subledye .xviii.d. and to, and for the Second pay-
ment of the sayd subledye other .xviii.d. of euery pounde. And of, and
for twenty poundes in goodes, as is befoze rehearsed, and so byward
to, and for the fyfth payment of the said Subsedye two shyllinges, and
to, and for the second payment of the sayd Subsedye, other two shyl-
lynges of euery pounde. And also that euery alen, and straunger
borne out of the king and Quenes Dominions, beinge Denizen, or not
Denizen, not beyng contributoye to any of the rates abouesayd, shall
pay to and for the fyfth paymente of the sayde Subsedye, foure pence
and to, and for the second payment of the said Subsedye, other foure
pence for euery poll. And the maister, or he or she, wyth whome the
same alien is, or shalbe abyding, at the tyme of the taxation, or taxa-
tions therof, to be charged with the same, for sake of payment therof.

And be it further enacted by thauthozite aforesayd, that euery
person borne vnder the kyng and Quenes obeysaunce, and euery
corporation, fraternitie, guylde, mystery, brotherhed, and comminalty
corporate or not corporate, for euery pounde that euery of the same
person, and euery corporatyon, fraternitie, guylde mysterye, brother-
head, and comminaltye, corporate or not corporate, or any othee to hys
or their vse hath in fee simple, fee tayle, for terme of lyfe, terme of yea-
res, by executiō, wardship or by coppye of court roll, of a in any honors
Castels, manors landes, tenementes, rentes, seruices, heredytamen-
tes, annuities, fees, corrodies, or other yearlye profittes, of the yerely
haue of twenty shyllinges aswell wythin aunciente demayne and
other places priueleged, as els where and so bywardes, shal pay to, a
for the fyfth payment of the said Subledye, two shyllinges of, a for eu-
ery pound, and to, and for the seconde payment of the sayd Subledye,
other two shyllinges, of and for euery pound. And euery alen, borne
out of the kyng and quenes obeysaunce, in suche case to pay at eyther
of the sayd paymentes, iii. shyllinges of euery pound, and that al sum-
mies, presented, a chargeable by this act, either for goodes & dettes, or
for landes and tenementes & other the premises as is in this act con-
teyned and beyng no full pound shalbe at eyther of the sayd paymen-
tes sette and taxed after the rate and portion accordynge to the trewe
meaninge of this acte (landes and tenementes chargeable to the dis-
mes of the cleargy, and yearlye wages due to seruauntes for theyr y-
erely seruice (other then the king & quenes seruantes, takynge yearlye
wages of fyue poundes or aboue) onely excepted, and forpysed)

And that all Plate Coygne, Fuels, Goodes, Dettes, and Catels,
personages

parsonalles, being in the rule and custody of any person and persones to thuse of anye Corporation, Fraternite, Guilde, Whisierpe, Brotherhed, or any comminaltie, beyng corporate or not corporate, be and shal be rated, sette and charged, by reason of thys acte, as the value certyfied by the presenters of that certifycate, to be swozne of euery pound in gooddes and dettes, as is aforesayde. And of euery pounce in Landes, Tenementes, Annuities, fees, Corodies, or other yearelye profyttes as is abouesayde. And the summes that are before rehearsed set and taxed to be leuyed & taken of them, that shal haue such gooddes in custodie or otherwyle charged for lades as is before rehearsed.

And the same person, or persones and body corporate by thaucto-rytie of thys acte shalbe dyscharged agaynste hym, or them that shal or oughte to haue the same at the tyme of the payment; or delyuery therof, or at his otherwyle departure from the custodie or possession of the same. Except and alwayes forpyled from the charge, and asses- semente of thys subledye, all Goodes, Carteles, Fuelles and Orna- mentes of Churches, and Chappelles which haue bene ordeyned and bled in Churches or Chappelles for the honoz and seruyce of almighty God. And the fyrst payment of the sayd Subledye, shalbe by thaucto- ritie aforesayd taxed, and assessed and rated accor dyng to thys acte in euery Shire Rydyng, Lathe, wapentake, Rape Cytie Boroughe Towne, and euery other place within thys Realme of England and Wales, and other the kynges and Queenes Dominions, before the fyfte day of Januarpe next commyng. And the seconde paymente of the sayd Subledye shalbe by thaucto-rytie aforesayd taxed, assessed, and rated before the tenth day of Marche, whyche shalbe in the yeare of our Lorde god a thousande fyue hundrede fyfte and fyve. And the partyculer summes of euery Shire, Rydyng, Boroughe, Towne, and other places aforesaid, with the perticuler names of such as are char- geable for and to the sayde fyrst payment of the sayd Subledye, to be taxed and set by the Commissioners, to the same lymitted, or two of the at the least with the names of the hygh Collectours. And in the same forme shalbe certyfied in the kyng and quenes Exchequer before the fyrst day of februarye nexte comming with the names of the high col- lectores of the same. And the particuler summes of euery Shire riding Boroughe towne and other places aforesayde wyth the partyculer names of suche as are chargeable for and to the seconde paimente of the sayde Subledye to be taxed and sette by Commysponers, to the same to be lymitted or two of them at the leste with the names of the highe Collectores & in the same forme shalbe certyfied into the kyng and quenes Exchequer, before the fyfte daye of Apryll whiche shalbe in the yeare of our Lorde god a thousande fyue hundrede fyfte and seven with the names of the hygh collectors. And the said summes in

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maner and fourme aforesayd, to be taxed for the first payment of the sayd Subsidye, shalbe payed into the kynge and Quenes Receipte of the Exchequer aforesayde, to the vse of oure sayde Soueraygne Lorde and Lady, before the first day of March, next commyng, and the sayde summes in maner and fourme aforesaid to be taxed for the seconde paymente of the sayde Subsidye, shalbe payed into the receypt aforesayd, to thuse aforesayde, before the twentieth day of May which shalbe in the yere of oure lord God a thousande, fyue hundred, fiftie and seven. And the summes abovesayd of and for the sayde Subsidye shalbe taxed, set, asked and demaunded, taken, gathered, leuyed and payd vnto thuse of our sayd Soueraygne Lord and Lady & theires and successours of our sayd Soueraygne Lady, in soyme abovesaid, aswell within the libertyes, fraunchises, Santuaries, auncient demayne, and other whatsoeuer place, exempt or not exempte, as wythout, excepte suche thynges, places and personnes as shalbe forpysed in & by this present act, any graunte, charter, prescription vse or libertye by reason of any letters patentes or other pyueledge, prescription, allowance of the same or whatsoeuer other matter of discharge heretofore to the contrarie made, graunted, bled, or obteyned not wythstanding.

And it is further enacted by thauctoptye of this present parliament that euery such person, aswell suche as be borne vnder the kynge and quenes obeyssaunce, as euery other personne straunger borne Denizen or not Denizen, enhabytyng within this realme or wythin Wales, or other the kynge and quenes dominions which at the tyme of the sayd assessynges or taxatyon, or of eyther of them, to be had, or made shall be oute of this Realme and oute of Wales, and haue goodes or Cattelles, landes, or Tenementes, fees, or Annuities, or other profittes wythin this Realme or in Wales, shall be charged and chargeable for the same by the certyfyat of the inhabytauntes of the parties where suche Goodes, Cattelles, Landes Tenementes, or other the premysles then shalbe, or in such other place where such persone or his factoure deputie or attorney shall haue hys most resoꝛt vnto within this realme or in Wales in lyke maner as yf the sayde person were or had bene at the tyme of the sayde assessyng, wythin this realme.

And that euery person abydyng or dwellyng within this realme or wythoute this realme, shalbe charged or chargeable to the same Subsidye graunted by this acte, accoꝛdyng and after the rate of suche yearly substance or value of landes, and tenementes, goodes, Cattels, and other the premysles as euery person so to be charged shal be set at in the tyme of the sayde assessyng or taxation vpon hym to be made and none other wyse.

And furtthermoze be it enacted by thauctoptye aforesayd, that
for

for the assessyng and orderynge of the sayd subbedye to be duelye had, the Lorde Chauncelour of Englande or the keper of the greate seale the Lorde tresurer of Englande, the Lorde stuarde of the kyng and Quenes maiestyes houlholde, the Lorde Presydente of the kyng and Quenes honorable counsell, and the Lorde Pryuie seale for the tyme beyng or two of them at the least, whereof the Lord Chauncellour of Englande, or keper of the greate seale for the tyme beyng to be one, shal and maye name and appoynte, of and for euery shyre and ridyng, and other places, as well within this realme as in Wales and other the kyng and quenes dominions, and also of and for euery Cytie and towne, beyng a Countye in it selfe, and of, and for the Isle of Weyght, suche certayn number of persons of euery of the same Shyres, Rydynge, Lathes, wapentakes, rapes, cities, townes, and Isle of Weyght, and euery other places and other the inhabitauntes of the same, to bee commissiouners within the same, whereof they bee inhabytauntes. And also of and for the honorable houlholde of the kyng and quenes maiestyes, and the Ladye Elizabethes grace and the Ladye Anne of Cleues, in what shyre or other places the sayde houlholde shall happen then to be, and the Lorde Chauncelloure and other wyth him before named in lyke maner, maye name and appoint of euery other such Borough and Towne corporate, as well in Englande, as in Wales, and other the kyng and quenes dominions, as they shall thinke requisite. vi. b. iiii. three, or twoo of the head officers and other sadde honest inhabytauntes of euery of the sayde cities, boroughes, and townes corporate accordyng to the numb, e and multitude of people beyng in the same, the which persones, yf any suche be therevnto named of the sayde inhabytauntes of the sayde Boroughes, and townes corporate not beyng countie in them selues, shalbe ioyned and put in, as Commissioners, wyth the persones named for such shyres, and Rydynge, as the sayde Boroughes, and townes corporate not beyng countie in them selues, be set & haue there being which persones so named, for and of the sayde boroughes, and townes corporate not being countie by reason of theyr dwelling in the same, shall not take vpon them, ne none of the, to put any part of theyr commissioun in execution for the premysies out of the sayd boroughes, & towne corporate, wherein they beyng so named oney for the same be dwelling, and also not to execute the sayd commissioun within the borough or towne corporate where they be so dwellynge, but at such dayes and tymes as the sayd other commissioners for the same shyre, and ridyng shall therevnto lymyte and appoynte, within the same borough or towne corporate, not being countie corporate, whereof they so be, and not out of such borough or towne, and in that maner to be aydynge, & assystynge with the sayd other commissioners and for the good execu-

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ring of the effect of the said commission, vpon paine of euery of the said commissions so named, for euery such citie, borough, and towne corporate, not being a countie, to make such fyne as the saide other commissioners in the commission of, & for the sayd Shyre, or ridyng so named or thre of them at the lest, shal by theyr discretions set and certifie into the kyng and Queenes Exchequer, there to be leuied to the vse of the kyng and queenes maiestyes, in like maner as such or like summes had bene set and rated, vpon euery suche person for the sayd Subsidy the which commissioners so named, of & for the said citie, boroughes and townes, not being counties, and onely put in the said commission by reason of their dwelling in the same, shal not haue any parte of the portion, of the fees, and rewardes of the commissioners, and ther clerkes in this acte after wardes specified. And the lord Chancellor of Englande or keeper of the kyng and queenes greates Seale, for the tyme beinge, shal make and direct oute of the court of chauncery, vnder the kyng and queenes greates seale, seuerall commissions, that is to saye, to euery shyre, ridyng, Lath, wapentake, Rape, Citie, Towne Borough, Isle, and householde vnto suche person, and persons, as by his discretion, and other with him aforenamed & appoynted in lyke maner and forme as is afore rehearsed, shalbe thought sufficient, for the selling and leuyngge of the sayd subsidye, in all shyres and places, accordyng to the trewe meanyng of this act, which commission for the first payment of the sayde subsidye, shalbe directed and deliuered to the sayde commissioners, or to one of them, before the fyrst day of Decēber next comming. And the commission for the second payment of the sayde subsidye shalbe directed and deliuered to the said commissioners or one of them, before the fyrst day of february, which shal be in the yere of our lord god, a thousand fyue hundred fyfthe and syxe. And to euery of the saide commissions, ten cedules conteyned in the tenor of this act shalbe affiled. By the which commission, the commissioners in euery such commission, named accordyng to this act, and as many of them as shalbe appoynted by the same commission shal haue full power and authoritie to put the effecte of the same commission in execution. And that by auctoritie of this act after such commission to them directed, they maye by theyr assentes, and agreementes, seuer them selues for the execution of their commission in Hundredes, Lathes, Wardes, Rapes, wapentakes, Townes, Parishes, and other places within the lymits of their said commission, in such fourme as to them shal seme expedient to be ordered and betwene them to be commoned and agreed, accordyng to the tenor and effecte of the commission to them therein directed vpon which seuerance euery person of thys present parlyament that shalbe commissioner shal be assygned in the hundred wherein he dwelleth.

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Provyded alwayes, that no person be, or shalbe compelled to be any commissioner, to and for the execution of thys present act, but onely in the Shyre where he dwelleth and inhabyteth. And that any persone beyng assigned to the contrarye thereof, in anye wyse shall not be compelled to putte in executyon the effecte of thys acte, or anye parte thereof.

And it is also enacted by thauctozitie of thys present parlyament, that the commissioners and euerye of them, whiche shalbe named, lympytted and appoynted accordyng to thys act, to be commysioners, in euery such Wyre, rydyng, Lath, wapentake, Rape, Cytie, Towne, Borowgh, Isle, and the saide houlhouldes or any other place, and none other, shal truely, effectually, and diligently, for theyr part, execute the effect of this present acte, accordyng to the tenor thereof, in euerye behalfe and none other wyse, by any other meanes, wythoute ommission fauor, dread, malyce, or anye other thyng to bee attempted and doen, by them, or any of them to the contrary thereof.

And the said commissioners, and as many of the as shalbe appoynted by the said commission, and none other, for the execution of the said Commission and act, shall for the taration of the sayde fyrste payment of the sayd subbedie, before the xvj. day of December, next comminge and for the taration of the sayde seconde payment of the sayde subbedie shal before the xvj. day of february, which shalbe in the yere of our lord God, a thousande, fyue hundred fiftye and fyve, by vertue of the commissions delyuered vnto them, in fourme abouesayde, dyrecte theyr seueral or ioynt precepte, vnto eyghte, seuen, fyve, fyue, foure, or thre or moe, as for the numbze of the inhabitauntes shalbe requisit, of the most substanciall discrete and honest personnes, inhabitauntes to be named by the sayd commissioners, or by as manye of them as shall be appointed by the saide Commission, of and in hundzedes, Lathes, Rapes, wapentakes, Wardes, Paryshes, Townes, and other places aswell within liberties, fraunchyses, auncient demaines, places exempted, & sanctuaries, as wythout within the lymttes of the Wyres, Rydynges, Lathes, wapentakes, Rapes, cities, townes, borowghes, or Isle, aforesayd, and other places within the lymttes of theyr commission, and to the Constables, subconstables, Baylyffes, and other lyke officers or ministers of euery of the sayde Hundzedes Townes, Wardes, Lathes, wapentakes, Paryshes, and other places before sayd as to the sayd Commissioners and euery numbze of them, or vnto thre or two of them, by their discretion in diuision, shall seme expedient as by the maner and ble of that partyes shalbe requisite.

Strayghtly by the same precept chargynge and commaundyng the same inhabitauntes, Constables, and other officers aforesayde, to whom such precept shalbe so directed to appeare in theyr proper persons

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sones before the sayd Commissioners, or such number of them as they shal deuyde them selues, according to the tenor of the sayd commission at certayne dayes and places by the sayd commissioners or any number of them as is aforesayde, within Cities, Borougges or townes corporate or without, in any other place as is aforesayde, by theyr discretions shalbe lymitted therevnto, to do and accomplishe all that to the on the parte of the kinge and the queenes Maiesties, shalbe enioyned touchinge this acte, commaunding further by the same precepte that he to whose handes suche precepte shall come, shal shewe or deliuer the same to the other inhabitauntes or officers, named in the sayd precept. And that none of them sayle to accomplishe the same vppon payne of fourtye shyllinges to bee forfeited to the kyng and queenes Maiesties.

And it is further ordeyned by thauthoritie of this parlyament, that the said day and place prefixed and limitted in the said precept euery of the Commissioners, then beinge in the shyre and hauyng no sufficient excuse for his absence, shal at the sayde day and place prefixed for that parte wherevnto he was limitted, appeare in his proper person, and there the same commissioners, beinge present, or as many as shall be appointed by the kyng and queenes Commyssyon, shal call or cause to bee called before them, the sayde inhabitauntes and officers, to whome they haue directed theyr saide preceptes. And whiche had in commaundement there to appeare by the sayde precept of the said commissioners, and yf any personnes so warned, make default vnlesse he then be letten by sickenes or lawefull excuse, and that let then be witnessed by the othes of two credible persons, or yf any appearinge, refuse to be swoyne in fourme folowing to forfeit to the king and queenes maiesties fourtie shyllinges, and soo at euery tyme appointed by the said Commissioners for the said taxations, vnto suche time the number of euery such persons haue appeared, and certified in forme vnder witten, and euery of the so making default or refusyng to be swoyne to forfeite to the kyng and queenes maiesties fourtye shyllinges, and vppon the same appearaunce, had one of the moste substantial inhabitauntes or officer, so beinge warned and appearinge before the saide Commissioners, shalbe swoyne vpon a booke openly before the Commissioners in forme folowing. I shall truly enquire with my felowes that shalbe charged with me of the Hundzed, wapentake, ward, towne, or other place, of the best and moste value of the substaunce of euery person dwellinge and abidinge within the limittes of the places that I and my felowes shalbe charged with, and of other whiche shall haue hyr or their most resorte vnto anye of the sayde places, and chargeable with any summe of money, by this acte, of this said suble, die, and of aliother articles that I shalbe charged with touchinge the
sayde

sayde acte, and accordyng to the intente of the same, and therebpon as nere as it maye, or shall come to my knowledg, truly to presente, and certifie befoze you the names, surnames, and the beste and vttermost substantiunce, and values of euerye of them, aswell of landes, tenementes, and other hereditamentes, possessyons, and proffyttes, as of goodes, cattels, dettes, and other thinges, chargeable by the said act without any concelement, fauour loue, affection, dreade, feare, or mallice, so hipe me god and the holye contentes of thys boke. And euery other person, that shall appcare there yearly by the sayde pceptes, shall make lyke othe, and vpon the othe soo taken, as is aforesayde, by the inhabitantes, and officers, of euerye hundredes, warde, wapentake, towne, or other place, the sayde commissyoners shall openly the reede or cause to be reade vnto them, the sayde rates, and openly declare the effect of theyr charge vnto them, in what maner and fowm they ought and shoulde make theyr certifycat, accordyng to the rates and summes thereof abouesayde, and of all maner personnes aswell of alpeng, and straungers denizens, or not denizens, inhabytyng with in thys Realme, as of such persones as be bozne within the kyng and queenes obeysaunce, chargeable to thys act.

And of the possessyons, goodes and catels of fraternities, guildes, coporations, brotherheades, misteries, and comminalties, and other as is abouesayde. And of personnes, beyng in the partyes of beyonde the seas, hauynge goodes, or cattels, landes, or tenementes, wythin thys realme, as is beforesayd. And of all goodes, beyng in the custodie of any person or persones, to thuse of any other, as is abouesayd, by the which information and shewing the sayde persones, shoulde haue suche playne knowledge of the true entente of thys present act, and of the maner of their certifycate, that the same personnes shall haue no reasonable cause, to excuse theym by ignoraunce, and after such othes, and the statute of the sayd subledye, and the maner of the sayde certifycate to be made it in wytyng, conteynyng the names and surnames, of euery person, and whether he be bozne without the kynges and Queenes obeysaunce or wythin and the best value of euerye person in enerye degree, aswell of yearly value, of landes, and tenementes, and of suche lyke possessyon, and proffyttes, as the value of goodes, and cattels, dettes, and euery thyng to theyr certifycate requyre, and necessarpe to theym declare, the sayde commissyoners there beyng, shall by theyr dyscretions, appoynte, and lymytre vnto the sayde persones, another day, and place to appeare befoze the said commissyoners, and chargynge the sayde persones, that they in the meane tyme shall make diligent inqurie by alwayes, and meanes of the premysles, and then, and there euerye of them, vppon payne of forfeyture of fourty shyllinges to the kyng and queenes maiesties, to
appeare

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appeare at the sayde newe presyred Daye and place, there to certyfyre
 vnto the sayde Commysioners in wyrtynge, acco:dyng to theyr sayde
 charge, and acco:dyng to the true intent of the sayde graunt of subse-
 dye and as to them in maner aforesayde, hath bene declared, and she-
 wed by the commysioners, at whych Daye and place so to them pre-
 sired, if anye of the sayd persones make Defaulte, or appeare, & refuse
 to make the sayd certyfyrate, that then euerye of them so offendynge
 to forseyte to the kynge and Queenes maiestyes, fourtye Wyllynge
 excepte onely a resonable excuse of hys Defaulte, by reason of sycknes
 or otherwise, by the othes of two credable personnes, there witnessed
 be had. And of suche as apeare ready to make certyfyrate, as is afoze
 sayde, the sayd commysioners there beyng shall take and receaue
 the same certyfyrate and euerye parte therof and the names, values
 and substaunce of euery person so certified, and yf the same commissi-
 oners see cause resonable, they shal examyne the sayd presenters ther
 of, and therebpon the sayd commysioners at the said dayes & place,
 by theyr agrement among them selues, shal from tyme to tyme open-
 ly there presyre a Daye, at a certayne place, or places, within the limit-
 tes of theyr comysyson, by their discreyson, for theyr further procea-
 dyng to the sayde assessynge of the sayde subledye, and therebpon at
 the sayd Daye of the sayd certyfyrate, as is aforesayd, taken, the same
 commysioners, shal make theyr precepte, or preceptes, to the consta-
 bles, subconstables, Baylyffes, or other offycers, of suche hundre-
 des, wapentakes, townes, or other places aforesayde, as the same com-
 mysioners shalbe of, comysynge and conteynyng in the same pre-
 cept, the names and surnames of all personnes presented befoze them
 in the sayd certyrate, of whome yf the sayde commysioners, or as
 manye of them, as shalbe therebnto appoynted by the kyng and que-
 nes comysyson, shall then haue behement suspecte to be of moze grea-
 ter value, or substaunce, in landes goodes, cattels, or summes of mo-
 ney owyng to them, or other substaunce befozesayde, then vpon suche
 person or persons shalbe certified, the same commissioners shal make
 theyr precepte or preceptes dyrected to the Constable Baylyffes, or
 other offycers commaunding the same Constable Baylyffes or other
 offycers to whome suche precepte shalbe dyrected, to warne such per-
 sonnes whose names shalbe compysed in the sayde precepte at theyr
 mannours, or to theyr personnes, that the same personnes named in
 such preceptes, and euery of them shal personallye appeare befoze the
 sayd commysioners, at the same newe presyred Day and place, there
 to be swozne, and examyned, by al wayes and meanes, by the sayde
 commysioners, of theyr greatest substaunce, and best value, and of al
 and euery sommes of monye owyng to them, and other whatsoever
 matter concernynge the premysses, or anye of them, acco:dyng to thys
acte

act, at which day and place so prefixed, the said commissioners, then there being, or as many of them as shalbe therunto appointed by the kyng and queenes commission, shal cause to be called the sayde persons, whose names shalbe copied in the said precept as is beforesayd for their examination. And if any of those persons which shoulde be warned, as is beforesayd, to be examined, which at any tyme after the warning, and before the prefixed day, shalbe within such place whete he maye haue knowledge of hys sayd appareance to be made, make default, & appeare not, onles a reasonable cause, or els a reasonable excuse by the othes of two credible persons before the said commissioners be truly alledged for his discharge, that then euery of the so making default, to be taxed & charged to the kyng and queenes maiesties, with and at the double summes of the rate that he shoulde or ought to haue ben set at for, and after the best value of hys land or substance, vpon him certified if he had appeared by the discretion of the commissioners there beyng. And in lyke maner yf any of them suspected, as is aforesayd, appeare and refuse to be sworn in fourme folowynge, then euery suche offender to bee taxed and charged to the kyng and queenes Maiesties, with and at the double summes of the rate he shoulde or ought to haue ben set at, for and after the best value of his substance, vpon him certified by the sayd persones that made the certificat, as is beforesayde, by the discretions of the sayd commissioners there then beyng. And whiche commissioners shall traueil wyth euerye of the personnes, soo then and there appearynge, whose names shalbe expresse in the sayd precept or preceptes, and in whom any beheiment suspect was or shalbe had in fourme abouesaid, by all such waies and meanes they can. And further the sayd commissioners or as many of them as shalbe hereunto appoynted by the said commission by their discretions shal openly sweare the same person in this maner and fourme folowynge.

I shal saythfully, truly, and playnely accoꝝdyng to my knowledge shewe vnto you, the kyng and queenes Commissioners, and to other by you assigned, the best and greatest value, or aboue, of all my yearely pꝛofyttes, in Landes, Tenementes, Rentes, or such other lyke possessions, yearely pꝛofyttes, and fee, and the best and greatest value of all my goodes and catels, and Summes of money to me owynge accoꝝdyng to the graunt of this acte of Subledy, and truely aunswere to that I shalbe examined of, touchynge the pꝛemysse wythout couny or Deceyt, so helpe me god and the holy contentes of this boke.

And yf any person that shoulde appeare be excused in forme aforesaid by witnes of credible personnes, the same personnes shalbe examined by theyr othes, of his or theyr greatest and best value, and substance, so lackynge & excused, and by the best of their certificat or knowledge, or of the other byste certificat, vpon hym or them made, the same per-

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son so lacking, & excused of his appearance, to be set, & rated, by the said commissioners or otherwise to be set, & rated, in this case as shall seeme best by the discretions of the said commissioners. And yf it happen to be proued by wytnes, bys owne confession, or other lawefull wayes, or meanes within one yere after any such othe made, that the same persō so taxed & sworne, was of any greater or better value, in lands, goods or other thinges aboue specified, at the time of his sayd othe, then the same person so sworne byd declare vpon his oth. That then such person so offending, shal lose & forseyt to the kyng & quenes maiesties, as much more in lawfule money of England, as the same persō so sworne was set & taxed at, to pay for the sayd Subsidy. And that euery spiritual person, at either of the said taxations of the sayd Subsidy, shal be rated & set accordyng to the rate abouesayd, of and for euery pounce, that the same spiritual person, or any other, to his vse hath by discent bargayne or purchase, in fee simple, fee Tayle, terme of lyfe, terme of yeares, by execution, by warde, or by Copppe of Courteroll, in anye Mannors, Landes, Tenementes, Rentes, Seruices, Offices, fees, Corrodies, Annuities, or hereditamentes, after the true iust and petyll value thereof, after and accordyng as other the kyng and quenes Maiesties subiectes, boine within this Realme, be charged in forme aboue remembred, so that it extende to the yearely value, of twenty shyllinges, or aboue. And yf any person certified or rated by vertue of this acte be he commissioner, or other, to anye maner of value dothe fynd him selfe grieved with the same presentment, sessyng, or taxyng, and therevpon complayne to the Commysioners, before whome he shalbe rated, sessid, or taxed, or before two of the, that then the said commissioners, shal by all wayes and meanes, examine particulerlye and distinctlye, the persons so complaynaunte, and other his neyghbois, by their discretion of euery bys Landes and Tenementes, aboue specified and of euery his goodes, cattels, and dettes, aboue mencioned and after due examination and perfyte knowledge thereof, had and perceyued by the sayde Commissioners, whiche shal haue power by thauthozitie aforesayde. The sayde commissioners or two of them to whome any such complaynte shalbe made by their discretions vppon the othe of the sayd person so cōplayning, may abate defalke encrease or enlarge the same asselment accordyng as it shal appeare to them iust vpon the same examination. And the same Summe so abated defalked encreased or enlarged to be created in forme as hereafter ensheth. So that he cometh before the estreates of the same asselpyng be deliuered by the sayd commysioners, into the king and quenes maiesties Exchequer. And if it be proued by wytnes bys owne cōfession, or other lawfule wayes or meanes, within a yere after anye suche othe made, that the same person so taxed and sworne, was anye better or greater

greater value in Landes, Goodes, or other thynges aboue specified at the tyme of hys sayd oth, then the same personne so swoyne dyd declare vpon hys sayd othe. That then euery such person so offendynge shall lose and forfeit to the kynge and quenes maiestyes, so muche in lawfull money of Englande, as the same person so swoyne, was set at or taxed to paye, and all persons set rated and taxed, as is aforesayde, shalbe bounde and charged by the same, & the Summe or Summes, vpon him set to be due towarde the payment of the sayd Subledye and to be leuied as hereafter shalbe specified.

And also it is enacted by the sayd auctoritie, that euery person to be taxed at either of the sayd taxationes as aforesayd, shalbe rated taxed and set, & the Summe on him set to be leuied at suche place where he and his familie at the tyme of the same presentment to be made shal kepe his house or dwellynge, or where he then shalbe most conuersant abydynge or ressaunte, or shall haue his moste resorte, and shalbe best knowen at the tyme of the sayd certificate to be made, and no where els, and that no commissioner for thys Subledye shalbe rated or taxed for his goodes or landes, but in the Shyre or other place, where he shalbe Commissioner, and that if any person chargeable to thys acte the tyme of the sayde assessynge, happen to be out of thys Realme and oute of Wales, or farre from the place where he shalbe knowen, then he to be set where he was last abydynge in thys realme or within Wales, and best knowen & after the substance and value and other profyttes of euery person knowen by the examinacion certificat and other maner of wyse as is aforesayde. The sayd commysyoners or as many of them as shalbe appoynted by the kyng and quenes maiesties commission shal after the rate aforesayd, set & tare euery person according to the rate of the substance, and value of his landes goodes and other profyttes, wherby the greatest and most best summe accordinge to hys most substance, by reaso of this act might or may be set or taxed.

Provyded alwayes that euery suche person whiche shalbe set or taxed for payment of and to thys Subledye for and after the yere lyue value of hys landes tenementes and other reall possessions or profyttes at anye of the sayd taxationes, shall not bee set and taxed for hys goodes and cattelles or other moueable substance, at the same taxation. And he that shalbe charged or taxed for the same Subledye, or his goodes, Cattels and other mouables, at anye of the sayde taxationes, shall not be charged, taxed, or chargeable for hys landes or other reall possessions and profyttes aboue sayde, at the same taxation. nor that any person be double charged for the sayd Subledye, neither set or taxed at seuerall places, by reason of thys act, any thyng conteyned in thys present act not wythstandynge.

And that it be ordeyned by the sayd auctorite of thys present par

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hament, that no person hauyng two mansions or two places to resoꝛt vnto, or callyng him selfe houlholde seruaunt or waytyng seruaunte, to the kyng and Quenes Maiesties, or other Lord or Lady, maister, or misteres, be excused vpon hys sayyng from the taxe of the said sub- sedye, in neither of the places where he maye be set onlesse he byyng a certificate in wytyng from the Commysioners where that he is so set in Dede at one place. And yf any other then commissyoner happen to be set in two places, vppon certificate thereof made, the beste and most summe vpon hym so taxed to be taken & abyde, and thother to be discharged, so that the same certificate of his asselmynges and pay- ment bee made thereof in wytyng vnder the seales of the commis- sioners, or of as many of them as shalbe appoynted by the kyng and queenes commission, whiche certificate so made shalbe at all tymes a sufficient discharge for hym and the collectoure of the same, as well against any collectour that shall demaunde the same vpon hym ra- ted or taxed, as agaynst the kyng and queenes Maiesties, and all other personnes. And yf anye personne that ought to be sette, by rea- son of hys remouyng or resoꝛtyng to two places, or by reason of hys sayyng, that he els where was so taxed, or by reason of any priuiledge by his dwellinge or abidyng in anye place (not beyng forpypled in thys act) or otherwyle by hys couyn or craft, happen to escape from the sayd tarations or either of them, and be not sette, and that proued by presentment, examination, or infourmation, before the sayde commis- sioners, or as many of them as shalbe by the same commission appoin- ted, or by the Barons of the kyng and queenes Maiesties exchequer, or two iustices of the peace of the countye where suche person dwelleth, then euery such person that by such meanes or otherwyle willingly by couyne, shal happen to escape from the sayde tarations, or paymentes aforesayd, or any of them, and not be rated, taxed, & set shalbe charged vpo the knowledg and pꝛofe therof, with & at the double value that he shoulde, or ought to haue bene set at afore, accordyng to hys beha- uoure. The same double value to be leuyed, gathered, & payde of hys goodes, and cattels landes and teneimentes, towards the sayd Sub- sedye, and further to be punished, accordyng to the discretions of the Barons, iustices, and commissioners, before whome he shalbe conuic- ted for his offence, and deceypt in that behalfe.

And further be it enacted by thauthozitie aforesayd that the sayd Commissioners of euery commission, shall accordyng to their diuisi- ons, and after they be deuyled haue ful power and auctoritie by this Act, to sette, taxe, and sesse euery other Commissioner ioynd wyth them in euery such commission and diuision, and shall also assesse eue- ry assessor within their diuision, for his & their goodes, landes, and other the pꝛemysses, as is aboue sayd, by the which sayde commission, the

the sayde commissioners shall indifferentlye sette, rate, and lesse them selues and the sayd assessours, and that aswell the summes vpon euerye of the sayd commysyoners and assessours so lessted, rated, & taxed, as the Summes made and presented by the presentours swozne as is abovesayd, shalbe wytten certified set and estreated. And the estreates thereof to be made, wyth other the inhabitauntes of that partes, within the lymyttes of the same commysyon and diuysyon so to be gathered and leuyed, in lyke maner as it oughte or shoulde haue been yf the sayde commissioner had not bene in the sayd Commission.

And that all personnes of the estate of a Baron or Barons, and euery estate aboue, shalbe charged wyth theyr freeholde and value as is aforesayd, by the Chauncellour and keper of the greate Scale, Treasurour of Englande, Loide President of the kyng and queenes Maiesties priue counseyll, and Lord priue Seale for the time beyng, or other personnes, by the kyng and Queenes Maiesties auctorite to be limmytted, and they to be charged for the sayde seueral paimentes of the sayde Subledye, after the fourme of the sayde graunte accordyng to the taration aforesayd. And the Summes vpon them sette, wyth the names of the collectours appointed for the gathering and payinge of the same, to bee extreated deliuered and certified at dayes and places aboue specified by the Loide Chauncellour, Treasurour, Loide Present of the Councell, and the Loide Priue Seale for the tyme beyng, or suche other personnes as shall be limmytted by the kyng and the queenes maiesties, and after the taxes and asselles of the sayd Summes, vpon and by the sayde assessyng and certificat, as is aforesayd made by the sayde commissioners, or as many of them as shalbe therunto appoynted by the kyng & the Queenes maiesties commission, shall with all speede, and without delaye, by the wytyng extreated of the sayd rate thereof, vnder the seale, and sygnes manuel of the sayde commissioners or of as many of them as shalbe appoynted at the leaste to be made, shalbe deliuered vnto sufficient and substantiall inhabitauntes, Constables, Subconstables, bayliffes and other officers soynthlye of hundredestownes parishes, and other places aforesayd, within their lymyttes or to other sufficient personnes inhabitauntes of the same onely, by the discretion of the same commissioners and as the place and parties shall requyre, as well the perticuler names, as surnames, as the remembrance of all summes of money rated and sette of and vpon every person as wel man as woman chargeable to this act, household and all other inhabitauntes and dwellers within the sayde parishes townes and places, contributorye to this act of this Subledye, by auctorite of which wytyng or estreate so deliuered the sayd officers, or other persons so named and deputed seuerally shall haue full power and auctorite by vertue by this Acte, immediatlye after the deliuerie of the sayde wytyng, or

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estreate, to demaunde, leue and gather of euerye personne therein specified, the Summe or Summes in the same wyrtynge, or estreate compysed. And for none payment thereof, to distrayne the same personne or personnes, so beynge behynde by theyr goodes and Catteltes, and the distrelles so taken, to kepe by the space of eyght daies, at the costes and charges, of the owner thereof. And yf the sayde owner do not pay suche summe of money as shalbe taxed by this acte, wythin the same eyght dayes, then the same distresse to bee apprayled by foure three or two of the inhabytauntes, where suche distresse is taken, and also to be solde by the sayde Constable, and other Collectour for the paymente of the sayde money. And the ouerplus comynge of the sale, and keepynge thereof, yf anye bee, to bee immediately restored to the owner of the same distresse, whiche sayde officers, and other personnes so Deputyed to aske, take, gather, and leue the sayde Summes, shal answer and be charged for the portion onely to them assigned, or lymytted, to bee gathered, leuyed and compysed in the sayde wyrtynge, or estreate, to them, as is befoze sayde, Delyuered vnto the vse of our Soueraigne lord, and ladye the kyng and the Queenes Maiesties, and the heyres and successours of our sayd Soueraigne ladye the queene. And the sayd Summe in that wyrtynge or estreate compysed, to pay vnto the high collectour, or collectours of that place, for the collection of the same in maner and fourme vnder wyrtten, therevnto to be named and Deputyed, and the same inhabytauntes, and officers, so gatherynge the same particuler Summes for theyr collection thereof, shal retayne for euery twentye shyllynge so by them receyued and payde, twoo pence, and that to be allowed at the payment of theyr collection, by them to be made, to the hygh collectour, or collectours.

And further bee it enacted by the sayde auctoritie, that the sayde Commissioners, or the more parte of theym, as shal take vpon them the execution and busynes of the sayde Commission, shal for either of the same paymentes of the sayde Subsidye, name suche suffyciente, and able personnes, whiche then shal haue, and possede, Lande, and other Heredytamentes, in theyr owne ryght, of the yearelye value of tenne pounde, or goodes, to the value of one hundred Markes at the least, and the persones seuerallye by the discretions of the same commissioners, in the Shyres, rydynges, Lathes, wapentakes, Rapes, Cities, Townes corporate, and other whatsoeuer places, as well within places pryuiledge, as wythout, not being forpylled within this act to be hygh Collectoures, and haue the Collection, and receypt of the sayd Summes, sette, and leuyable wythin the precincte lymyte, and bondes, where they shalbe so lymytted to gather, and receyue. To euery of the whiche collectours, soo seuerallye named, the sayd Commis-

sioners

syoners, or two of them at the leaste, shall wyth all speede, and wyth out delaye, after the sayde whole Summe of the sayde Subsedye, be set by all the lymyttes of the same theyr commissyon, or in such lymyttes as the hyghe collectours shall be so leuerally assygned, shal vnder theyr seales, and sygnes manuell, delyuer one estreate, indetted in parchement, to euery of the sayd hygh collectours, compysyng in it the names of all suche personnes as were assygned to leuie the sayde perticuler summes and the summes of euerye hundrede, wapentake Towne, or other place aforesayde, with the names and surnames of the personnes to chargeable, accordyng to the estreate so firste therof made, as is aforesayd, and deliuered. And the Collectoure so to be assigned, shalbe charged to aunswere thehole summe compysed, in the sayde estreate, lymytted to hys collection, as is aforesayde.

Provided alwayes, and be it enacted by the aucthorite aforesayd, that the sayd Commissyoners, hauinge aucthoritie by this act to name, and nominate the sayde hyghe Collectours of the sayd Subsedye, shall immediatlye vppon the nomyuatyon, and electyon, take by aucthorite of thys pzelente Parlyamente suffyciente recognysaunces, or obligatyon, wyth oute anye fee, or rewarde to be payde therefore, of euery personne soo by them to be named to be hyghe collectoure, to be bounde to the king and Quenes Maiestyes in double Summe of the Summe of hys collection, and to be endorzed & made vpon such condityon, that is to saye for the collection of the sayd fyrst payment of the sayd Subsedye, that yf the said collectour his heirs or executors, do truely content and paye to thuse of the king & queenes Maiestyes, and theyres or executors of the Quenes Maiestie in theyr receypte, of theyr Exchequer, before the fyrste daye of Marche, nexre commyng so much of the saide Some of mony, allotted and appoynted to hys Collectyon, as he shall collecte and gather. And contente and pay the resydue of hys collection & charge within one moneth next after such tyme as he hath gathered, and collected the same resydue. That then the sayd recognysaunce, or obligation, to be boyd or ells to stande in full strengthe and vertue. And for the collectyon of the sayd Second payment, of the said Subsedye, vpon condition that yf the sayd collectour, hys heires or executors do truely content and paye, to thuse of the king, and Quenes maiestyes, and theyres or executors, of the Quenes maiestie, in their receipt of their exchequer, before the twentye daye of Maye, whiche shalbe in the yere of our lord God a thousande, fyue hundred, fiftye and seuen, so much of the sayde Summe of mony, allotted, and appoynted to hys collection, as he shall collecte, and gather, and contente and pay the residue of his collectis and charge, wyth in one moneth next after suche tyme, as he hath gathered, and collected the same resydue, that then the sayde recognysaunce or obligacyon, to be boyd, or ells to stande in full strengthe

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and vertue, whych sayde seuerall recognyssaunces, or obligatyons so taken, the sayde Commysioners shall seuerallye certyfy and deliuer into the king and quenes maiestyes Exchequer, with the seuerall certificates of the sayd taxations, and rates of the paymentes of the said subtedy, at and by the tyme to them prescribed and appoynted by this acte, for the certificate of the saide seuerall taxations of the sayd Subtedy, vpon payne of forseynture of tenne pounndes, to the kynge and quenes maiestyes, for euery recognyssaunce or obligation not certyfied. And that euery such Collectour so elected, named and chosen vpon request to hym made, shall knowledg and make the sayde recognyssaunce or obligation, vpon lyke payne and forseynture of tenne pounndes to the kynge and quenes Maiestyes for the refusall thereof, and euery suche collectour so deputed, hauyng the sayde estreate in parchment as is aforesayde, shall haue auctorytie by this act to appoynt dayes and places within the circuitie of his collection for the payment of the sayde Subtedy to hym to be made, and thereof to geue warninge by proclamacyon or other wyse, to all the sayde Constables or other personnes or inhabitauntes hauinge the charge of the particuler collection within the hundredes parishes, towne, or other places by hym or them lymitted to make paymente for theyr sayd particuler collection of euery summe, as to them shall appertayne. And yf at the sayd daye and place so lymitted and presyred by the said Collectoure, the sayde Constable, offycers, or other personnes or inhabitauntes, as is beforesayde, for the sayde particuler collectyon appoynted, and assygned within such Hundrede C tye, towne or other place, doo not paye vnto the said Collectours, the summe within theyr seuerall hundredes towne parishes and other places, due and compysed in the sayde estreate thereof to them deliuered by the sayde commysioners or some of them, as is beforesayde, or so much thereof as they haue by any meane receyued, two pence of euery pounce for the sayd particuler collection, as is beforesayde alwayes to be thereof allowed excepted and abated, that then it shalbe lawfull to the sayde hyghe Collectours and euery of them, and to theyr assynges, to distrayne euery of the sayde Constables, offycers, and other inhabitauntes for theyr sayd seuerall and particuler collection of the said Summes compysed in the sayde estreate and wytyng thereof to them, and euery of them, as is befoze expresse, deliuered, or for as much of the same summe as so then shall happen to be gathered and leuyed and behynde, and vnpayd by the goodes and Cattels of euery of them so beyng behynde and the distresse so taken to be kepte appayled and solde as is aforesayd, and thereof to take and leuy the summes, so then beyng behynde and vnpayd, and the ouerplus commynge of the sale of the sayde distresse yf any be, to be restored and deliuered vnto the owner in foyme aboute remembred.

Prourded

¶ Provided alwayes, that no person inhabiting in any citie borough
or town copozat shalbe compelled to be an assessor or collector of
or for any part of the sayd Subsidy, in any place or places oute of the
sayd citie borough or towne copozate, where he dwelleth.

And it is also by the sayd authoryte enacted, that yf any inhaby-
taunt or offycer, or whatsoever personne or personnes charged to and
for the collection or receypte of any parte or porcion of the sayde Sub-
sidy by any maner of meanes accordyng to thys acte or any personne
or persons for them selues, or as keper, Gardyan, Deputy, factour, or
attourney of, or for anye other person or persones of any goodes, and
Cattels of the owner thereof, at the tyme of the sayd assessynges to be
made beyng out of thys realme or in anye other partes not knowne,
or of and for the goodes and cattels of any other person or personnes
of any copozatio, fraternitie, misterye, or other whatsoever cominal
tie, beyng incorporate or not incorporate, and all personnes havyng
in theyr rule gouernauce and custody, any goodes or cattels, at the
tyme of the sayde assessynges, or anye of them to be made or whiche for
any cause, for and by collection, or for hym selfe or for anye other, or by
reason that he hath the rule gouernauce or custodye of anye goodes
or cattels, of anye other person or persons copoztpon, cominalty, fra-
ternitie, gylde, or misterye, or anye such other lyke, or as factour, de-
putie, or attourney of, or for any person shalbe taxed rated valued & set
to any sume or sumes by reason of thys act, & after the taxatio or as-
sessment by any such person or persons as shalbe charged with the receipt
of the same happen to dye, or departe from the place where he was so
taxed and set, or his goodes or cattels so eloynded, or in such pryue &
couert maner kept, as the sayd person or persons charged with the same
by extreates or other wytynges fro the said commissiouners or as many
of them as shalbe therunto appointed by the said commissiouners as is afore-
sayd, can ne may leue the same sume or sumes copyied within theyr
sayd extreate by distresse within the limites of theyr collectioun as is a-
foresaid, or cannot sel such distresse or distresses, as be taken for any of
the said paymētes, to be made in the king & quenes maiesties receypt, the
by relation therof made with due examination, by the othe or exami-
nation of such person or persons, as shalbe charged with & for the receypt
& collectioun of the same before the sayde commissiouners, or as many of
the as by the same commissiouners, shall be therunto appoynted wheree suche
person or persons or other as is aforesaid, theyr goodes and cattels
were set and taxed, and bypon playne certyficate therof made in the
king and quenes Maiesties Exchequer, by the same commissiouners
as wel of the dwellinge place, names, and Summes of the sayd per-
sons, of whome the sayd Summes, can not be leuyed and had, as is
afore-

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aforesayde, then aswell the constables and other inhabytauntes, ap-
 poynted for the sayde pertyculer collection agaynst the hyghe Collec-
 tois, as the hyghe collector upon hys accompte and othe, in the sayde
 Exchequer to be dyscharged thereof, and processe to be made for the
 kyng and Quenes Maiestyes, out of the sayd Exchequer by the dys-
 cretion of the Barons of the Exchequer, agaynst suche personne hys
 heyes or executours so beyng bybunde wyth hys paymente. And
 ouer that the same Commissioners, to whom any such declaration of
 the premises shalbe made in forme aforesaid, from tyme to tyme, shal
 haue full power and authoryty, to direct thei precepte or preceptes
 vnto the sayd person or persones, charged with any Summe of for or
 vpon any such person or persones or other as is abouesayde, or to a
 ny Shyppes, Stewarde, Barlyffe or other whatloeuier officer my-
 nyster person or persones, of suche place or places, where anye suche
 person or persones owyng such Summe or Summes, shal haue lan-
 des, and tenementes, or other heredytauntes, or reall possessyons,
 goodes and Cattels, wherby any such person or persones, so indetted
 hys heyes, executours or assignes, or other haupnge the custodie, go-
 uernaunce or disposition of any goodes cattels, Landes, tenementes
 or other hereditamentes, whych oughte or maye by thys acte lawfu-
 lye be dysstrayned or taken, for the same, hathe and shall haue goodes,
 Cattels, Landes, Tenementes and other possessyons, whereof suche
 Summe or Summes, which by any such person or persones, may or
 oughte to be leuped, be it wythin the Lymyttes of such commys-
 syon, where suche person or persones was and were taxed, or without in
 any place within thys realme of Englande, Wales, or other the king
 and queenes Maiestyes Domynyons, Marches, or Terrytories, by
 whych precepte as well suche person or persones as shalbe charged to
 leupe such money as the officers of the place or places, where such di-
 stresser may be taken shall haue full power and auctoritie to distrayne
 euery suche person, indetted charged and chargeable by thys acte, or
 hys executours or administratours of hys goodes catteles, hys gar-
 dyans factours deputies Lesles fermoures and assyngnes and all o-
 ther persones by whose handes, or out of whose landes anye suche
 persone should haue rente, see annuities or other proffytte or which at
 the tyme of the sayde assessynges, shal haue goodes or cattels or anye
 other thynge moueable of any such person or persones beyng indetted
 or owyng such Summe. And the dysstresses so taken caused to be kept
 apprayled and solde in lyke maner and forme as is aforesayde, for the
 distresse to be taken vpon such person to be taxed to the said subside,
 and beyng suffyciente, to dysstrayne wythin the Lymyttes of the
 Collectoures inhabitauntes or other officers charged with or for the
 same Summes, so vpon them to be taxed, and anye such dysstresser for
 none

none payment, happen to be take out of the limite of the sayd person charged and assigned to leuie the same, the persons so charged for & leuie of euery such summe by distresse, shal perceaue & take of the same distresse, for the labour of euery person, goynge for the execution thereof for euery mile that any such person so laboureth for the same, two pence. And euery fermour, tenaunte, gardian, factour, or other whatsoeuer person, beyng distrayned, or other wise charged for payment of anye suche summe or summes, or any other summe, by reason of thys acte, shalbe of suche summe or summes, of hym, or them so leuied and taken dyscharged & acquitted at hys next daye of payment of the same, or at the deliuey of suche goodes, and cattels, as he that is so distrayned had in hys custody and gouernaunce against him or them, that shalbe so taced and set, any graunt or wytyng obligation or other whatsoever matter to the contrary made heretofore notwithstanding.

And if any such person that should be so distrayned haue no landes or tenementes sufficient whereby he or his tenauntes, and fermours may be distrayned, or hath elopned, aliened or hydde his goodes, and Cattels, whereby he should or myght be distrayned in such maner that suche goodes and Cattelles shal not be knowne or founde, so that the Summe of or by him to be payd in the sayd forme, shal ne can be conveniently leuied, then vpon relatyon thereof vnto the commissyoners or to as many of them as by the sayd Commissyon shalbe therunto appoynted where suche person or personnes, was taced and set by the othes of hym or them that shalbe charged woth the leuie and payment of that summe or summes, the same commissyoners shall make a precepte in such maner as is aforesayde, for to attache, take, & arrest, the body of such person or persons that ought to pay the said summes. And by thys acte shalbe charged woth, and for the sayde Summe or summes, and them so taken lawfully to kepe in prison wothin the Wyre or other place where any such person or persons, shalbe taken and attached, thereto remayne woth out bayle or magneppse vntil he haue payd the same Summe or Summes, that such persons for hym selfe or for anye other by thys acte shalbe chargeable, or oughte to be charged wothall. And also for the fees of euery such arrest to hym or them that shall execute such precept, twenty pence. And that euery officer vnto whome such precepte shalbe directed, do hys true diligence and execute the same vpon euery person so beyng indetted vpon payne to forseyte to the kynge and Queenes Maiestyes for euery defaulte in that behalfe twenty shyllinges, & that no keeper of any Gaole, from hys gaole, suffer anye such person, to go at large by lettynge to bayle or otherwys to departe oute of his prison, before he haue payde hys sayd det, & the said, xx. pence for the said arrest vpon payne to forseyte to the king and Queenes Maiestyes, forty shyllinges. And the same Gaoler

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Shoaler to paye into the kynge and queenes Maiestyes, the double halve as well of the rate whiche the sayde person so imprysoned was tared at, as of the sayde twentye pence for the fees, and lyke processe & remedy in lyke forme shalbe graunted by the sayde commissyoners, or as manye of them as by the sayde commissyon, shalbe thereunto appointed at lyke information of every person or persones, beyng charged with anye summe of money, for anye other person or persones, by reason of the sayde Subsidye, and not thereof payde, but wilfullye forswornen, ne the same leivable within the tyme wher suche person was therunto tared. And yf the Summe or Summes being behynde be payde by any person or persones as is aforesayd be leaved and gathered by force of the sayd processe, to be made by the sayd commissyoners, or yf in defaulte, or for lacke of paymente thereof the person or persones, to whomyng the sayd Summe or Summes of money, by processe of the same commissyoners, to be made as is aforesayd, be committed to prison, in forme abovesayd, that then the same commissyoners wherby that a warde such processe, shall make certificate therof in the sayd exchequer of that shalbe done in the premises in the terme next following after suche summe or summes of money so beyng behynd shalbe leaved & gathered, or suche person or persons for none payment of the same committed to prison. And yf it happen anye of the sayde collectors, to be assigned or any maior, sheryffe, steward, constable, the headborough, household, Baylyffe, or any other officer, or minister or other whatsoever person or persones to disobey the sayd commissyoners or any of them, in the reasonable request to them made by the sayd commissyoners for execution of the sayd commission, or yf any of the officers or other persons, do refuse that to them shal appertaine or belonge to do by reason of any precepte to hym or them to be directed, or any reasonable commaundement, instance, or request touchyng the premises, or other default in any apperaunce, or collectio, to make or yf any person beyng suspecte or not, to be indifferentlye tared as is aforesaid, do refuse to be examined accordyng to the tenor of this act, before the said Commissioners, or as many of them as shalbe therein assigned as is aforesayd, or will not appeare before the same Commissioners, upon warnynge to hym made, or els make resistance or felcons upon any distress upon him to be taken for any perrell of the sayd Subsidy, or commit any misbehauour in any manner of wilful contrary to this act, or commit any wilful omission or other whatsoever wilfull, not doynge, or misdoynge contrarye to the tenor of this acte or graunt, the same commissyoners, and every number of them aboue remembred, or two of them at the least upon probable knowledge of any such misdoyners had by information, or examination, shal and may sette upon every such offender for every such offence, in name of a fine by

by the same offender, to be forfeited, forty shillings, or vnder by the discretion of the same Commissioners. And further the same commissioners and euery numbꝛe of them to two of them at the least shall haue auctoritie by this present acte, to punyſhe euery ſuche offender by imprisonment there to remayne and to be deliuered by theyꝛ discretion as ſhal ſeme to them conuenient. The ſaid fines yf anye ſuche be to be certified, by the ſayde commissioners, that ſo aſſeſſed the ſame into the ſayd king and Queenes Maieſties exchequer there to be leuyed and payde, by the collectours of that partes, for the ſayde Subſedye, retoꝛned into the ſayde exchequer, to be therewith charged with the payment of the ſayd Subſedye in ſuche maner as yf the ſaid ſynes hadde bene ſette and taxed vpon the ſayd offenders for the ſayd Subſedye.

It is alſo enacted by the ſayd auctoritie of this parlyamente, that euery of the ſayd hygh collectours, whych ſhal accompt for any parte of the ſayd Subſedye in the kyng and Queenes Maieſties exchequer vpon their ſeuerall ſayd accomptes, to be yelded, ſhalbe allowed at euery of the ſayd paymentes of the ſayd Subſedye for euery pounce lymitted to his collection, wherof any ſuche collector ſhalbe charged and yelde accompte, ſyre pence as percell of theyꝛ charge, that is to ſay, of euery pounce thereof for ſuch perſon as then haue had the perſtyculer collection in the towne and other places, as is aforeſayde ſpecified in his collection two pence, and other two pence of euery pounce thereof euery of the ſayde cheyfe collectours there accomptaunte to receiue to their owne vſe for their labour and charg, in and aboute the premyſſes, and two pence of euery pounce, Reſydue to be deliuered, allowed and payde, by the ſayd collectours, ſo beyng ther of allowed to ſuch of the commiſſioners, as ſhall take vpon them the Buſynes and labour, for and about the premyſſes, that is to ſay euery collector to pay that commiſſioner or commiſſioners, which had the orderyng of the wytynges, of and for the ſayd Subſedye, where the ſayd collector or collectours hadde their collection, for expences of the ſayd commiſſioners ſo takyng vpon them the ſayd buſynes & labour of theyꝛ clerkes, wytyng the ſaide precepte and eſtreates for the ſayd collection, the ſame laſt two pence of euery pounce, to be deuyded amongest the ſayde commiſſioners hauyng regarde to theyꝛ labour and buſynes, taken by them or their ſayd clerkes, in & about the premyſſes, for the whych part ſo to the ſayde Commiſſioners attayning the ſaid commiſſioners. vi. l. iiii. iii. or as manye of them as ſhalbe there vnto appointed by the king and Queenes Maieſties, commiſſion and euery of them ſoyntlye and ſeuerallye for hys & their ſaid part may haue his remedye agaynſt the ſayd Collector, or collectours, whych thereof ben and might haue bene allowed by actyon or dette, in whyche the Defendaunt ſhal not wage hys lawe neither

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protection, neither Injunction, or other esloyn shall be allowed. And that no person now being of the number of the company of this present parliament, nor any Commissioner, shall be named or assigned to be any collector or Subcollector or presenter of the sayde Subsidye or of any parte thereof, nor noo Commissioner, shall be compelled to make any presentment or certificate, other then in the kyng & quenes Maiesties Exchequer, of for or concerning the saide Subsidye, or anye parte thereof. And lyke wyse that none other personne that shall be named or assigned to be Commissioners in any place, to and for the execution of this acte or Subsidye be or shall be assigned or named head collectours of any of the paymentes of the sayde subsidye, neyther of any parte thereof. And that every such person or persones, which shall be named and appoynted (as is aforesaid) to be head collectours in and for the first payment of this Subsidye, shall not be compelled to be collector for the Second paymente of the same subsidye, nor of anye part thereof. And the sayd collectours whych shall be assigned for the collectyon of the sayd Subsidye, or for anye part thereof, and everye of them be and shall be acquyted and dyscharged of all maner fees, rewardes, and of every other charges in the kyng and Quenes Maiesties exchequer, or else where, of them or anye of them by reasonne of that collection, payment, or accomptes, or any thyng concerning the same to be asked, and that yf any personne receyue and take anye fees, rewardes or pleasures of any suche accomptaunte. That then he shall forseyte to the king & the Quenes maiesties, for everye peny or value of penny so taken twenty pence, & suffer imprisonment at the kyng and quenes maiesties pleasure. And after the tarynge, and assessyng of the sayd Subsidies, as is aforesayde, hadde and made, and the sayd estreats thereof, in parchmente vnto þ collectoures, in maner and forme before rehearsed, deliuered, the said commissioners which shall take vpon them the execution of this acte within lymytes of theyr commission by theyr agrementes shall haue metynge together, at which meting, every of the sayd commissioners, whiche then shall haue taken vpon them the execution of any part of the sayde commission shall by him selfe or by his sufficient deputy truelye certyfy & byyng forth vnto the sayde commissioners named in the sayde commission the certifycate and presentment made before hym and suche other commissioners, as were limitted with him in one lymyte. So that the same certifycate, maye be accompted and cast with other certificates of the other Lymytes, wythin the same Commission and then the said commissioners, and every number of them vnto two at the leaste as is aforesayd yf any be in lyfe, or theyr executours, or administratours of theyr goodes, yf they be then dede, shall ioyntelye and seuerally as they were deuyded wythin their Lymytes vnder their Seales, by theyr dyscession make one or seuerall wytynges, indented

indented conteynynge in it aswell the names of the sayde Collectours by the commissioners for such collection, and accompte, in the Exchequer, and payment in the sayd Receypte, deputed and assigned as the grosse and seuerall Summes, wyrtten vnto euerye such collectour to receaue the sayde Subledye. And also all synes amercyamentes, and other forseitures, yf anye suche, by reasonne of thys Acte, happen to be wpythin the peryncete, and Lymytte of theyr Commysyon, to be certified into the sayde kyng and Queenes Maiestyes Exchequer by the sayde Commysyoners, in whyche wyrtynge or wyrtynge, indented soo to be certyfied shalbe playnely declared and expessed the hole and intyre Summe or Summes, of the sayde Subledye, seuerallye lymytted, to the collection of the sayde collectours seuerallye deputed and assigned to the Collection of the sayde Summes.

So that none of the saide Collectours soo certified in the sayde exchequer, shalbe compelled there to accompt, or to be charged, but onely to and for the Summe lymitted to hys Collection, and not to or for any summe lymitted to the Collectyon of hys fellowe. but that euerye of them shalbe seuerallye charged, for their parte lymyted to their collection. And yf the sayde Commysyoners, ioyned in one Commission amongst them selfe in that matter, can not agree, or yf anye of them be not reddeye or refuse to make Certificate with other of the same commissioners. That then the same Commissioners, maye make seuerall Indentures, in fourme aforesayd of theyr seuerall Lymytes or seperacions, of Collectours within the lymytes of their Commysyon, vpon and in the hundredes, wardes, wapentakes, Lathes Rapes, or suche other lyke diuisions, within there said seuerall lymittes of there commysyon, as the places there shall requyre to be seuered and deuyded & as to the same commissioners, shal seme good to make diuysions, of their lymyttes, or Collections, for the seuerall charges of the same collectours. So that alway one Collectour shalbe charged and accompte for his parte to hym to be lymitted onely by hym selfe. and not for anye Summe lymitted to the part of anye of hys fellowes, and the charges of euery of the Collectours, to be sette and certified seuerallye vpon them and euerye suche Collectour vpon hys accompt & paymenc of the Summe of moneye, lymitted within his collection to be seuerallye by hym selfe acquyted and discharged in the sayd Exchequer wythoute payinge any maner of fees, or rewardes, to anye person or persons, for the same, vpon the payne and penaltie, last abouesayde, and not to be charged for any portion, of any other Collectour. And yf anye commysyoner after he hath taken certificate of them that as is aforesayd shal befoze anye suche commysyoner be examined and the Summes rated and sette, and the boke and wyrtynge thereof, beyng in hys handes, or yf any collectoure or other person charged wpyth anye receypte of anye parte of anye of the sayde subledyes or anye other per-

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done taxed or otherwise by this acte charged with and for any per-
 cel of the sayd Subledye, or wyth any other sumes, or fine amercya-
 ment penaltie, or other forfeyture, happen to dye before the commys-
 sioner, Collectour or other whatsoeuer person or persons, haue execu-
 ted, accomplished, satisfied, or sufficientlie dyscharged that whiche to
 every such personne shal appertaine or belonge to doo, accordynge to
 thys act, then the executors and heyres of every suche personne, and all
 other lessee of any Landes, or tenementes, that anye suche person be-
 inge charged by thys acte, and dischaunce before he be dyscharged
 thereof, or any other to hys vse onely had of estate of enheritaunce at
 the tyme that any such person was named Commissioner, Collectour
 or otherwise charged with and for any maner of thing to be done sa-
 rified or payde by reason of this acte, and all these that haue in theyr
 possessions or handes, any goodes, or cattels, that were to anye suche
 person at the tyme of hys death, or any Landes, or Tenementes, that
 were the same persons, at the tyme he was as is aforesayde charged
 by this acte, shalbe by the same compelled and charged to doo, and ac-
 complishe in every case as the same person so beyng charged shoulde
 haue done, and might haue bene compelled to do, yf he hadde bene in
 playne lyfe after suche rate of the Landes, and Goodes of the sayde
 Commissioner or Collectour, as the party shal haue in hys hande, and
 yf the same Commissioners for causes reasonable them mouynge, shal
 thinke it not conuenient to ioyn in one certificate, as is beforesayde,
 then the sayd person or persons, that shal fynde ioyn together, or he
 that shal fynd certifie the sayd wyptyng indented as is aforesayde shal
 certifie al the names of the commissioners of þe commissiõ wherby such
 wytynges shalbe there then to be certified, w diuision of the hundre-
 des, wapentakes, wardes, tithingcs, or other places, to and amonge
 such commissioners, of the same commissiõ, wyth the names of the
 same commissioners where suche seperations, and deuisions shal be,
 wyth the grosse summes of mony, as wel of as for the sayde Subledye,
 taxed or set of or within the sayd hundredes, wardes, wapentakes, or
 other places to hym or them deuided, or assigned, that shal soo certifie
 the sayde fynt wytynges, as of synes, amercyamentes, penalties, or o-
 ther forfeytures, yf any happẽ to be within the same lymittes, wherof
 the same wyptynges shalbe certified, and after such wyptyng indented
 which as is aforesayd shalbe certified, and after such wytyng indented
 which as is aforesayd shalbe certified, and not conteyne in it the hole
 and ful Summes, sette, and taxed, within the lymittes of the same
 Commission, the other Commissioners of the same before the daye of
 paymente of the sayde Subledye, shal certifie into the saide Exche-
 quer by theyr wyptyng or wytynges indented to be made as is aforesayd,
 the grosse and seuerall summes set, and taxed wythin the places
 to them lymitted for the sayde Subledye, and other synes, amercya-
 mentes,

mentes, penalties, and forfeitures, with the names of the Hundreds, wardes, wapentakes, and other places to them assigned, or elles by theyr sayde wyrtynge indented, to certifie at the sayde place befoze the sayde daye of paymente, such reasonable causes for theyr excuses, why they may not make suche certificat, of and for the sayd Subsidy which fines, amerciamentes, and other forfeitures, growynge or let by reason of the causes of theyr lettes, or of theyr none certifyinge as is abouesayde, or els in default thereof processe to be made oute of the kyng and quenes maiesties Exchequer, agaynst the sayde Commysioners, and euery of them, not makynge certyficat as is aforesaid, by the discretion of the Treasurer or Barons of the sayd Exchequer.

Þrouded alwaies, and be it enacted by thautoritie aforesayd, that the inhabytautes of the parryshe of Saynt Martyn called stap- forde Baron, in the Suburbes of the borowe, and towne of Staun- forde in the South part of the water, there called Wellande, whyche hereafter shalbe contributory to the payment of this present Subsidy graunted to the kyng and quenes maiesties, theyr heires and Successours, shalbe assessed, rated, and taxed for this tyme by suche Com- missioners, whych shalbe appoynted, for the taxynge, ratynge, and les- syng of such Subsidy, or tare within the countie of Lyncolne, & shall be for this tyme contributory, and paye the sayde Subsidye to the col- lectors, or Collectours, which shalbe assigned and appointed, for the le- uyng and gatherynge of the same, with the Aldermen and burges of the sayd Borough and towne of Stampforde.

Þrouded alwaies, & be it enacted by thautoritie aforesayd, that all and euery persō, & persōs, hauing manours, lādes, tenementes, & other hereditamētis, chargeable to the payment of the subsidy graunted to the kyng & quenes maiesties, by this act, & also hauing spirituall posses- sions chargeable to their said maiesties, by þe graunt made by þe cleargy of this realme in their cōuocation. And ouer this, hauinge substaunce in goodes & cattels chargeable by this said act, & then if any of the said person or personnes be hereafter charged, assessed, and taxed for the sayde Manours, Landes, and Tenementes, & spirituall possessyons, and also assessed, charged and taxed for his or their goodes, & cattells that then he or they shall be onely charged by vertue of thys Acte, for his and theyr sayd manours, landes, tenementes, hereditamentes, and spirituall possessyons, or onely for hys sayde goodes, and cattelles the best thereof to be taken for the kyng and Quenes Maiesties, and not to be charged for both, or double charged for anye of them, anye thing in this act cōteined to the cōtrary in any wyse notwithstanding.

Þrouded alwaies, that this graunt of subsidye nor any other thyng therein conteyned, in any wise extende to charge the inhabytautes or dwellers within Irelande, Callys, Hammes, Gysnes, and the marches of the same, Jernesey, and Barnesey, or any of them, of or cō-

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cernynge any manours, landes, tenementes, or other possessions goodes, Cattlees, or other, moucable substance, whyche the sayde inhabytautes, or dwellers, or any other to theyr vse, haue within Irelande Callis, Hammes, Gynnes, or other the marches of the same, Iernesey, Garnesey, or in any of them, of for or concernynge anye fees, or wages which any of the said inhabytautes, or dwellers haue, of the kynge and Quenes maiesties, for their attendaunce, and doyng service to our sayd Soueraygne Lord and Ladye, in Irelande, Callis, Hammes, Gynnes, and the marches of the same, Iernesey, and Garnesey, or in any of them, any thyng in this present Acte to the contrarie notwithstanding.

Wherby also that this present Acte of Subledye, ne any thing therein conteyned, extende to any of the Englyshe inhabytautes, or reliautes in any of the countyes of Northumberlande, Cumberlande, Westmerland, the towne of Barwycke, the towne of Newcastel vpon Tyne, and the Byshoppyke of Durham, nor to anye of them of for or concernynge any manours, landes, tenementes, or other possessions goodes, cattels, or other moueable substance, which the same inhabytautes or dwellers, or any other to theyr vse, haue within the sayd Countyes of Northumberlande, Cumberlande, Westmerland, or the towne of Barwycke, the towne of Newcastel vpon Tyne, or the Byshoppyke of Durham, or any of them, or of for or concernynge anye fees or wages whych any of the sayde inhabytautes, or dwellers haue of the kynge and Quenes maiesties for theyr attendaunce, and doyng service to the kynge and Quenes Maiesties, for or wythin the sayde countyes of Northumberland, Cumberland, Westmerland, the towne of Barwycke, the towne of Newcastel vpon Tyne, and the Byshoppyke of Durham, or anye of them, to or for the sayde taxinge, leuyng, gatherynge, or payment, but that the Englyshe inhabytautes, and reliautes, and euery of them of the sayde countyes, byshoppyke and Townes, and euery of them, shalbe of and from the sayd subledye, and euery percell thereof, & for theyr manours, landes, tenementes, fees, wages, goodes, and cattels, lyng and beyng in the same countyes, Townes and byshoppyke, or any of them vtterly acquyted and discharged, any thyng in thys present act before rehearsed to the contrary notwithstanding.

Wherby also that all letters patentes, graunted by the kynge and Quenes maiesties, or any of their most noble progenitours, to any cities, Borowes, or townes within this realme of anye maner of liberties, priuileges or exemptions from the burden and charge of anye suche grauntes of Subledies which be at this presente tyme in force and vailleable shal remaine good and effectual to the laide Cities, borowes, and townes hereafter, acco:dyng to the purportes thereof though the inhabytautes of the same, shall vpon the gret and weighe

the consideration of the graunt abovesayd, be for thys graunte charged, and contributoye in lyke maner forme, and sort as other Cities boroughes, and to wnes which be not in any wise privileged, be from such graunt of Subledye excepted.

Provided alwayes, and be it enacted by chaucthoritie aforesayde, that no Wyphant, or Infant, within the age of .xxi. yere, bozne wyth in any of the kynges and Quenes maiesties dominions, shalbe charged to any payment of this Subledye, for his goodes and cattels to hym left, or bequethed, any thyng in thys acte contened to the contrary not wythstandyng.

Provided also and be it enacted, that forasmuch as dyuerse, & sondry the kyng and Quenes maiesties tenautes, and other inhabytautes, and dwellers within the counties of Denbroke, Carmarthen, Cardigan, Glamorgā, Breckenocke, Radnoure, Monmerye, Denbygh, Flynte, Merioneth, Anglesey, Carnaruan, and of the countye Palentyne of Chester, be at this present time charged and chargeable with the severall paymentes of dyuerse great sumes of money, by the name of Myle, due to their maiesties, accordyng to the severall customes of the sayd counties. For the payment whereof, dyuerse and sondry the gentlemen, and other the inhabytautes of the sayd countyes, be and stand bounde to theyr hyghnes. Be it therefore ordeyned and enacted by chaucthoritie aforesayd, that this acte of Subledye or any thing therein conteyned, shall not extend to charge, anye of the quenes maiesties tenautes, and other inhabytautes and dwellers within any of the sayd countyes of Denbroke, Carmarthen, Cardigan, Glamorgan, Breckenocke, Radnoure, Monmerye, Denbygh, Flynte, Merioneth, Anglesey, Carnaruan, & the countye Palentyne of Chester, beyng charged, or chargeable with the sayde mile, for or in any of the paymentes of the sayd Subledye graunted to the kyng and quenes maiestie by this acte, vntyll the severall dayes and tymes appoynted, and agreed for the paymentes of the sayde myles shalbe expyred. And that the fyrst payment of the sayde Subledye shalbe made at the receypt of the quenes exchequer, before the fyfthe daye of Marche then next folowynge, after the day appoynted for the latter paymente to be made of the sayde myles. And the seconde, or laste payment of the sayde Subledye, to be made by, or before the twentye daye of Maye, in the next yere folowynge, after the sayd fyrst payment of thys Subledye.

And furthermore be it enacted by chaucthoritie aforesaide, that the Tenautes, and dwellers of euery of the said counties in thys prouiso remembred, shall severallye before the feast of Pentecoste, nexte ensuyng, certifye in the sayde Courte of Exchequer, vnder the Seales of two iustices of peace of euery of the sayd countyes, whereof the one to be of the Quorā, when and what day the last payment of the sayde
seuerall